CONFIDENTIAL

195 !

File No. [illegible]

F. W. **DEPARTMENT**

C CLASS **BRANCH** (III)

Subject:— Complaints against [illegible]
Government Office [illegible]

C (K).

[illegible]

ile No. [illegible]

Ptd. Scott. Slip. 21 A

G.R., G D., No. 2408, dated 22-6-22.]

Correspondence

DOCKET SHEET (B)

Subject :—

File No._____

_____**DEPT.**

_____**BRANCH.**

References :—

Separated Region Wise G.K

Date.	To whom sent.	Notes and instructions.

+ Jan Mahalakshmi
Amreli
P. 84 Hmt Mill

Shri Ravi D.

ભા. વર્ગી
7/11
1.12.0-T-No 4811
8 ઓપ્ટો 59

મુંબઈ ઈલાકાના પી. ડબલ્યુ. ડી. વર્ગ ૩ ના ઓ. મીનીસ્ટરહ
સાહેબ.

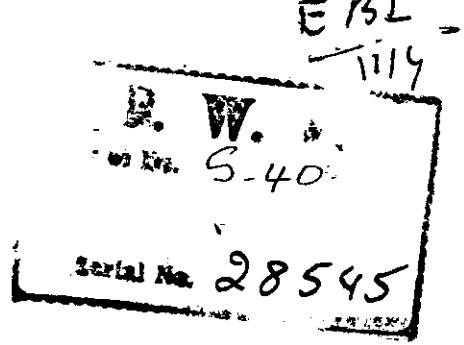
ડુધરેજમાં ઢોર ચરાવી ગરા ધારૂ આયબા
બાબાના મુકામના પી. ડબલ્યુ. ડી. સ્ટોરના મુકામના
રખવાડી હોત તો બધા ઘોલ જરાના. લાંબ રહ્યાનું
કામ ઉંદરોનું ચાલેહતે. વ્યાસ સાહેબ બ્રધારીના
સામના ડેપ્યુટી કોન્ટ્રાક્ટરીયર હોય, હકે બ્રધાર થા જરા
લાવો આવોને બાકો. તેના બીજું ગોવર કચરો
બધા બ્રધારતો રહને તે જંગ બરાબ, બ્રહ્મ મીસ્ત્રા
બાવદતો. કોન્ટ્રાક્ટરીયર સેલ્યુ નીચલે ડુકાનો બધા
બાનીબાનો એટલો ચાલ્યો. ડી. વ્યાસનું પોર મૂજ
પૂછ્યું હતે. બાર મહીના બારો રોજદા બેટલું
ખાંયું બારે તેટલું કરી હતે. બીજો હોય ક બાકું
બાબ દોબાર સોપ્યુ હતો

બબાબો જાનેબ્યાસનો બો સાસ બાર હો. લપો
બા બધાબે બાં ચૂંથી ગાબો તો સારૂ. જાનો અમલદારો
ડુધરેજ કીધો. માં દશા વરસ ઉપરાંત થી દો બાબ્યા રસુધી
બ્રધારબા મારો બોજ બોજીબારે ઈબા એટલો તો બો
ડુધરેજ ડીપાર્ટમેંટમાં જીબ ડુધરો બાબે એ મારબાબાબ

આજકાલ દરમ્યાન વધારે પડતો ભેજ હોવાને કારણે ખેતરમાં
ઊભા પાકમાં પણ રોગ જોવા મળે છે. આવા રોગને
કારણે ઉત્પાદનમાં ઘટાડો થવાની શક્યતા રહે છે.
તેમજ ઉભા પાકમાં રોગ આવ્યા પછી તેની
સારવાર કરવી મુશ્કેલ બની જાય છે.

આ રોગોનો અસરકારક ઉપાય કરવા માટે
ખેડૂતોએ સમયસર પગલાં લેવાં જોઈએ.
આવા રોગોના ઉપાયો નીચે પ્રમાણે
આપવામાં આવ્યા છે.

ડૉ. ભાવેશ કોરાટ



5153 S.40|28545.

P.W.D.

E.B.(I).

Submitted.

2. These papers may be refd. U.O. to the O.T. to Govt. with a request kindly to furnish the translation of the letter at pp 1-2 ante, at an early date.

E.T.O. 13-4-50.

O.T. 1950 In. No. 1830 Date 17/4/50

Kfj 3/4

D.S. Urgent

U.O.R. to the O.T. to govt. dated 14-4-50.

Pl. see nor. 14/4/50

O.T.'s Office.

Returned with compliments:-

The accompaniment is an annonymous Gujarati communication without date from Surat, addressed to the Honourable Minister for Public Works Department. The writer alleges that Mr. Vyas - the Deputy Engineer of Surat and the overseer, Mr. Vyas both accept illegal gratification. Both the officers have been serving in the Surat Division for 10 years and hence they are not afraid of anybody. They do not use rationed food articles, but compel their subordinate officers to bring them from villages- the writer therefore requests Government to make enquiries and do the needful.

EBI 21/4

P. W. D. File No. S-40 Serial No. 33298

E.B. 7

MDBhatt 21/4 for O.T.

U.O.R. to P.W.D., No. 1990 dated 24-4-50

PCG/N.D.

~~5~~ 153

S.40/33248.

P. W. D.

E. B. (1).

Submitted with ref. to P. S. to H. M. P. W. D.'s minute P. 1 within.

2. The O. T. has furnished the necy. translation P. 3 of the anonymous letter at pp. 1-2 ante. If approved, this will be forwarded to the S. E., S. G. C. for enquiry and report

E. T. O.
3-5-50.

D. S. Report may be called for separately 4/5/50 in the allegation as they have remained long in the secn. Dir; in

Secy. petition being anonymous and the allegation about corruption being vague, no useful purpose is likely to be served by enquiring into it, and no notice need be taken of this allegation in accordance with the petition rules

4/5

P. S. to H. M. P. W. D.

18/5

S.40/33298. 6 1st

E.B.(I). P.W.D.

Resubmitted with a draft for approval

E.T.O.
22-5-50

D.S.

7157) S.40|33298

P.3

[Below copy of the English translation of an anonymous Gujarati Communication]

P.W.D.

Confdl.
S.40|33298 — E(I)

B.C. (Bbay No.1),
24th May 1950.

P.3
Copy forwarded to the S.E., S.G.C., for information.

2. The S.E. is requested to report how long Shri. I.D. Vyas, tempy. Dy. Engr., Surat City Sub-Dn, and Shri Vyas, Overseer, in the same sub-Dn, have been working in the Surat Dn.

By order of the G. of B.,

Asstt. Secy. to the Govt. of Bbay,
P.W.D.

E.T.O.
22-5-50.

J. Shah
25/5/50.

C.C.
P.K. Patil
25/5/50

4-159

CONFIDENTIAL.

No.C/ 62 of 1950.
Office of the Superintending Engineer,
South Gujarat Circle, P.W.D., Baroda.
Dated the 27 May 1950.

To,

The Secretary to Government,
Public Works Department, -
BOMBAY.

Subject:- Anonymous Communication.

Reference: Para 2 of Government Endorsement (P.W.D) No.S.40/33298-E(I) dated the 24th May 1950. P-76

2. The officers concerned have been working in the Surat Division for the period shown against each, as follows:-

	upto 30th April 1950. Y. M. D.
1.Shri.I.D.Vyas, Deputy Engineer, - Surat City Sub-Divn. ...	2 -11-6
2.Shri.R.C.Vyas, Overseer..	5 - 4-25.

4/29/5/50

27.5.50

Superintending Engineer,
South Gujarat Circle.
27/5/50.

No. 160

P. W. D.
File S-40
43115

Cant
E 5 ( )
1950

+/161 S.40/43115.

P.W.D.

E.B.(I).

P.7

Submitted with ref. to G.E.No.S.40/33298-E(I), dated the 24-5-50 and the Secy's P.6 note underlying it.

2. The S.E., S.G.C. P.9 reports that Shri. I.D.Vyas, temp. Dy. Engr. has been working in the Surat Dn. for about 3 years and Shri. R.C.Vyas, Overseer, for over 5 years. In this connection it may be pointed out that Shri. I.D.Vyas is under orders of transfer to the Baroda Dn. vide S.E.,S.G.C's × endt. No. 3308, dated the 7-5-50.

× Slip 'A' File No.S.40/1 P.161 Put up below

3. It is for orders what further action may be taken in this case.

E.T.O. 30-5-50.

S.E. S.G.C. may be requested to transfer Shri R.C. Vyas Overseer out of Surat Division at the earliest ~~suitable~~ opportunity.

D.S.

C.E.

Secy.

29/31/5

30/5/50

1/6

E.T.O
2/6

S.40/43115.

162

P.W.D.

E.B.(I).

Resubmitted with ref. to the orders overleaf.

2. The draft put up may issue, if approved. x P.13

E.T.O.
2-6-50.

Kj 2/6/50 D.S.

To
E.B. (II)
to see return pl.
2/6/50.

See ord. in 1162 pg
3/6

Letter ~~13~~ 163 S.40/43115.

P.W.D.

B.C. (B'bay No.1),
5th June 1950.

Confdl.
No. S.40/43115-E(I).

To

The S.E., S.G.C.,

Subject .- Anonymous Communication.

Ref. .— Your letter No. C/68 P.9, dated the 27-5-50

2. You are requested to transfer Shri. R.C. Vyas, Overseer, out of Surat Dn. at the earliest opportunity.

D.A.:- Nil.

By order of the G.of B.,

Asstt. secy. to the Govt. of B'bay,
E.T.O. 2-6-50. P.W.D.

5/6/50.

cc. —
Pl. iss
with 2
3/6/50

cc
Pl. file
7/6/50

45 16)

CONFIDENTIAL. No. 70 of 1950.
Office of the Superintending Engineer,
South Gujarat Circle, P.W.D., Baroda.
Dated the 9/6 June 50.

To,

The Secretary to Government,
Public Works Department,
BOMBAY.

Subject:- Annonymous Communication. P 13

Reference: G.L.(P.W.D) (Confidential) No.S.40/43115-E(I) dated the 5th June 1950.

2. Orders transferring Shri.R.C.Vyas, Overseer, out of Surat Division, have been issued.

Kp 9/6/50

S S Deesa

Superintending Engineer,
South Gujarat Circle.

9

S.40/46886. 46166

P.W.D.

E.B.(I)

Submitted for information.

E.T.O. 14-6-50.

Record.

Thro: E.B(II).

DVB 15/6/50

SAS 14/6/50

For information.

S.A.S.

Sect. O (Thro: E.I) 14/6

C.E. J.E. A.E. 20. 12.

Filed 15/6/50.

P. W. D.
File No. S.40
Serial No. 46886.

E;B(I)
19/6/50

3-16) S.40|47679

P. W. D.

E. B. (I).

Submitted

2. Pl. see the Secy's ~~minute~~ orders at P. 1 ante.

3. The draft endt. put up overleaf may issue, if approved

P. 4

E.T.O. 15-6-50.

Kh 576/50

D. S.

S.40/47679.

4/168

pp. 1-2

[Below representation dated the 10-6-50, from shri. Maganlal Gopalji reg: Complaint against Shri D. J. Mehta, temp. Ex. Engr., Surat Dn.]

P. W. D.

B.C. (Bbay No. 1),

16th June 1950.

Confdl.

No. S.40/47679 - E (I).

pp. 1-2

Forwarded to the S. E., S. G. C., for disposal.

By order of the G. of B,

Asstt. Secy. to the G. of B;

P. W. D.

E.T.O. 15-6-50.

CE.

CE

16/6/50

17/6/50

~~3~~ 169 S.40/48195.

P. W.D.

E.B. (I).

Submitted.

2. In view of the Secy's orders at P/ante, the draft endt. put up may issue, if approved.

E.F.O.
17-6-50.

D.S

S.40/48195.

4/150

P-1

[Below representation No. XJ.209, dated the 2-6-50, from Shri. K. A. Gaurakha, P.W.D. Contractor, reg: Complaint against Shri V. G. H. Munshi, temp. Ex. Engr., Banaskantha Dn., Palanpur]

Confdl.

No. S.40/48195-E(I)

P. W. D.

B.C. (B'bay No. 1),

20th June 1950.

PP-1-2

Forwarded to the S. E., N. G. C., for disposal.

By order of the G. of B.,

Asstt. Secy. to the Govt. of B'bay,

P. W. D

E.T.O.

17-6-50.

CC

File 21/6/50

Signed 21/6/50

3 173

complaint of Shri Shanabhai Lalabhai Patanwala of the verse Shri R.K. Shivadasani Balasin Sivo Dem. against his dismissal & their harassment by the Overseer as he refused to do the household work of the overseer etc

175 5

S40/25860.

P.W.D.

P 4.

E.B.(II).

Submitted with the necy. draft for approval.

10/4/50

Please note para 2 of Balsinor Sub-Dn is under Tank Proj Sub Dn & not under Tank Sub Dn

KH 10/4/50

D.S. E.B.(II).

Resubmitted with refce. to the Dy. Secy's note above.

2. It has been verified from E.B.(III) that the Nandala Tank Project Sub-Dn. at Balsinor is still under the G.I.C. It was, however, recently transfd. from the A'bad Irrign Dn. to the Mahi Canals Constn. Dn.

D S 15-4-50.

KH 16/4/50

S.40/25860. 6/178 pf 42

(Below application dated the 27-3-50, from Shri Shanabhai Lalabhai, Patawala of the Overseer, Shri R. K. Shivadasani.)

Subj:- Dismissal and harrassment by the Overseer for refusal to do domestic work.

Confidential

No. S.40/25860-E(II). P. N. D., B.C. (B'bay No. 1), 17th April 1950.

Forwarded to the S.E., G. I. C., for favour of an early report.

By order of the G. of B.,

Dy. Secy. to the Govt. of B'bay, P. N. D.

18/4/50.

Issued 17-4-50 D'Sa

~~7 177~~ S.40/25860.

P.W.D.

E.B.(II).

The S.E., G.I.C., expedited* under No. S.40/25860-E(II), dt. the 19th May 1950

* attached overleaf.

Issued 19/5/50

19/5/50.

E-B.(II). 9- 13 179 S.40/40053 P.W.D.

PPG-11

The representations may be forwarded to the S.E., G.I.C. for disposal as directed by the Secy. on p. 11 ante. The S.E. may also be requested to furnish the report called for in Sf.E.No. S.40/25860-E(II), dated the 17-4-50 as per draft put up for approval P.6 P.14

VRB
21-5-50.

Vjm/4/50

D.S.

S.40/40053 1st ID 1951

(Below applns. dated the 8-5-50 from pgs-11
Shri Shanabhai Kalabhai, Patawala reg reinstatement in service.)

No.S.40/40053-E(II). P.W.D
B.C.(Bombay No.I)
24th May 1950

Forwarded to the S.E., C.G.C. for disposal.

2. The S.E. is also requested to furnish P.6 the report called for in G.E. No. S.40/25860-E(II), dated the 17-4-50 at an early date.

By order of the G. of B.,
Asstt. Secy. to the Govt. of Bombay,
P.W.D.

WPB
22-5-50

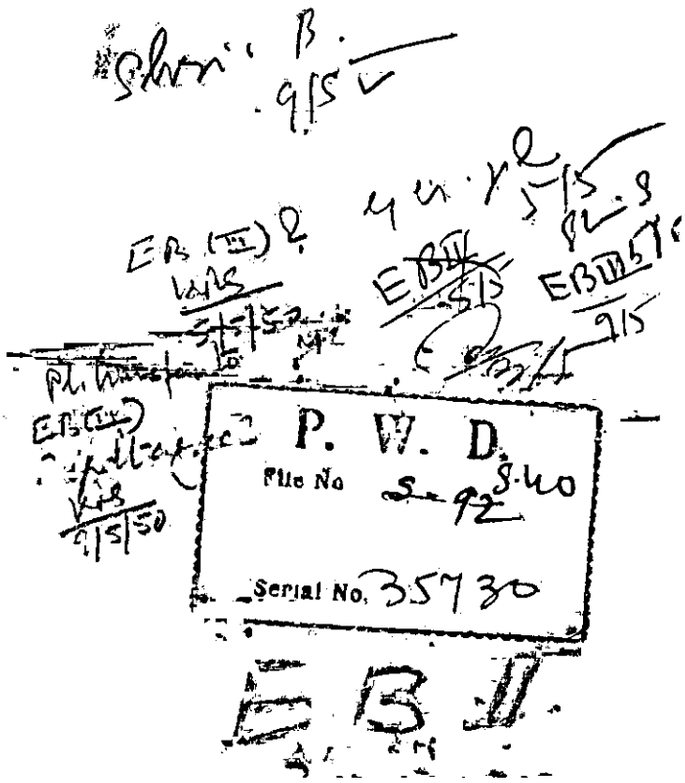
Issued
on 25-5-50

Awl 26/5

Supt B 24/5

S.92/35730
E.B.(II).

P.W.D.



-13- 183 S-9-40/35930

EB(III) P.W.D

P.1

As directed the letter under disposal may be forwarded to the S.E., S.G.C. for disposal as per draft put up P.4 for approval

BVK
11/5/50.

Dy. Secy.

S-92/35730 P.I in Gujarati 4 1 5 4

Sub:- Complaint against the overseer

Below letter dated the 2-4-1950 from Shri. Shanabhai Lalbhai Balasheuri Sutha

—x— x—

No. S-(92)/35730-E(III)

P. W. D.
B.C. (B'bay No. 1)
15th May 1950.

P.I x

Forwarded to the S.E., S.P.C. for disposal.

x on original

By order etc

11/5/50.

Attended with
Attn. com
13/5

Letter
15/5

16/5/50

IF 185

Below letter in Gujarathi dated the 24th April 1950, from Shri Shanabhai Lalbhai of Balashinor Sub-Division, regarding complaint against the overseer.

....

No.S.92/35730-E(III). Public Works Department,
Bombay Castle (Bombay No.1),
15th May 1950.

Forwarded to the Superintending Engineer, South Gujarat Circle, for disposal.

By order of the Governor of Bombay

16/5/50

Assistant Secretary to the Government of Bombay
Public Works Department.

2 GJP. 15/5

ISSUED on 12/5/50

17 18)

P.5.

Below Government endorsement, P.W.D.No: S.92/35730-E(III) dated the 15th May 1950 Regarding Complaine against the overseer.

* * *

No: 3569 of 1950.
Office of the Superintending Engineer
Sputh Gujarat Circle,
Baroda, 24 -5-1950.

Missent.

2/- Passed on with compliments to the Superintending Engineer, Gujarat Irrigation Circle, Baroda, to whom it pertains.

Superintending Engineer
South Gujarat Circle,

Copy forwarded with compliments to the Assistant Secretary to Government, Public Works Department, Bombay No: 1 for information with reference to G.E.P.W.D.No: S.92/35730 -E(III) dated the 15th May 1950.

P5

TNP.23/5

S-92/42155

EB(III)

HB 188

P.W.D

Await-

BB
26/5/50.

(P.
27/5/50.

AWR (10-6-50)
27/5

SHS

P. . . B.
- 26/5

EDY
26/5 (P. 25/5

P. . . D.
PD S-92
Serial No 42155

EB III

25-5-50

19- 189

No. 824 of 1950.
Office of the Deputy Engineer,
Mahi Sub Dn.No.1 Balasinor,
Dated,30th March 1950.

To

The Executive Engineer,
Mahi Canals Const. Dn., Dakor.

Sub:-Inferior Establishment.
Ref:-Divisional Office No.1618 dated 22-3-50 and this office No.709 dated 20-3-50.

With reference to the above, I have to report that Peon Shana Lala attended the office at 2 O'clock noon on 20-3-50.He was ordered to go on the site and work under Mr.R.K.Shivdasani overseer . Though the orders were given by me since long he has not at all accompanied his overseer who is on the site and he has not at all resumed his duties in the camp till 28-3-50 as reported by his overseer. His whereabouts also are not known to this office and as such his services may please be terminated immediately. He should not be paid since the date he was relieved from the Sub Division No.3, Umreth as he has not served Government at all since then. Moreover there are Government articles with him and as such he should not be paid any dues till he returns all the Government articles to this office.

2. Lala Natha is being appointed as a Peon to work in this Sub Division in place of Shana Lala as great inconvinience is felt due to shortage of one man.This may please be approved early.

Sd/-H.K.Kanbi.
30/3/50
Deputy Engineer,
Mahi Sub Dn.No.1 Balasinor.

compared by :-
m.15

21

Below application received under your office No.756 dated 22-3-50 of Shana Lala Peon.

R.W.C.with the report as under :--

Shana Lala Peon has not joined the camp uptill now and has also not seen sites where I am camping.

(1) In his application he writes " I have worked on camp site from 9-3-50 to 12-3-50 and too much work has been extracted from me. Worse than manual labour " I have already reported in my letter dated 12-3-50 that Shana Lala Peon has not joined the camp yet and may please be decided to join the camp early.He neither attented the camp nor office from 9-3-50 to 12-3-50 and writen false allegation regarding taking the work at site when Peon has not come to site.

For this false allegations,I request you to make full inquiry regarding his attending the site from 9-3-50 to 12-3-50 and it is correct that he has not come to site between 9-3-50 to 12-3-50 very strong action may kindly be taken against him for writing false things in his application.

(2) Shana Lala Peon had come to Wanakbori (Building site) on 13-3-50 in P.W.D.truck at 3 P.M. and went back in the same truck at 4 P.M. without seeing his officer under whom he was asked to work informing or taking permission from overseer and after that he was not come to back.to camp site up till now and his movement after 13-3-50 are not known upto date and the same has been reported by me personally to Dy.Engineer on 17-3-50 and also written officially on 18-3-50.

It was unofficially learnt by me that Shana Lala Peon has left for Dakor on 15-3-50 and has not yet joined the camp.

He writes in his application that he has given too many application for leave and transfer but I hereby let you know that neither he has given any application personally to me nor sent by post up till now. No leave application has been received by me nor I have allowed him to proceed on leave when he has met me to worked under me on camp site. It is all false what he writes in his application. It was his duty to join the camp and then ask for transfer or leave and gives application for the same. Dy.Engineer Mahi Sub Dn. No.1 has also come to site so many times in that period i.e. 9-3-50 to 22-3-50 and found him absent from site.

I have already reported in my letter dt/-18-3-50 for taking disciplinary action against peon.

Shana Lala peon has neither joined the camp nor worked under me for a singleday and may not be paid from 9-3-50 till he joins his duties again. It is also requested that very serious action may kindly be taken against him and is recommended for his dismissal orders otherwise such false applications with affect the discipline and control from other Peons too.

D.A.
1 application
original.

Sd/-R.K.Shivdasani.
Overseer 23/3/50

True copy.
Sd/-H.K.Kanibi
3/4/50
D.E.

compared by :-
m.15

To
The Deputy Engineer,
Mahi Sub Dn.No.1,Balasinor.

Sub:-Shana Lala Peon --
Ref:-Sub-Divisional Office No.691 dated 15th March 1950

With reference to the Sub-Divisional Office No.quoted above, Shana Lala peon met me at Vanora on 10-3-50 A.N.and ran away back to Dakor without permission and joining camp at Wanakbori.

2. He again came to Wanakbori on 13th March 1950 A.N. and immediately ran away to Balasinor after half an hour without informing or taking permission.

3. On 14-3-50, the instruction were delivered to him to come to Wanakbori but he did not turn up.

4. On 15-3-50 instead of coming to Wanakbori,it is learnt that he has left for Dakor.

5. Shana Lala peon has not yet joined the camp for a single day and is moving according to his own choice and therefore necessary displinary action may kindly be taken against him so that he should be puntual in performing his duties. His explanation will be sent when he joins the camp.

Sd/-Shivdasani R.K.
17-3-50 Overseer.

No.729 of 1950.
Office of the Deputy Engineer,
Mahi Sub Dn.,No.1
Balasinor,dt/-20-3-50.

Passed on with compliments to the Executive=Engineer,Mahi Canals Construction Division,Dakor for favour of information and further disposal.

2. Peon Shana Lala joined his duties on transfer from Sub Dn.No.3 Umreth on 8th March 1950 and has since then tried to abscond from his duties one way or the other. On 8-3-50 he left the Headquarter without permission of anybody even though he was asked to go to Wanakbori and work under Mr.R.K.Shivadasani,Overseer there. His explanation for this was asked under this office No.642 dated 9-3-50 and 691 dated 15-3-50 (copies endorsed to the Divisional Office) but no reply is still received from him. As reported by the Overseer he has not joined his duties there nor he is found in the office. It is therefore recommended that his services should be terminated as early as possible and he should not be paid since he was relieved from the Sub Dn.No.3, Umreth as he has not served Government at all since then. Moreover there are Government articles with him and as such he should not be paid any dues till he returns all the Govtt. articles to this office.

Sd/-H.K.Kanbi.
19/3/50
Deputy Engineer,
Mahi Sub Dn.No.1Balasinor.

---

compared by :--
m.15

~~26~~ 195

Baroda Peons & Working Class Servant's Union.

Govindrao Deo's Wada,
Raopura, Baroda, dt/-4th April 1950.

To

The Executive Engineer,
M.C.C.Dakor.

Sir,

Re: Sudden transfer of Shanabhai Lalbhai to Balasinor.

Sanabhai Lalbhai was a peon serving in your office. He was suddenly transferred to Balasinor, in the office of the Sub Division. Although he is a senior hand a new man is appointed in his post and he is sent out. Not only this, but Sanabhai was asked to do private work at the house of the Surveyor, which he rightly refused to do. On his refusing to do private work, he was suddenly discharged. When he went to resume work, he was not taken back. This is obviously an injustice to this peon. I therefore request you to reconsider this position and reinstate him in his original post at Dakore.

Similarly when the Executive Engineer's office was transferred from Godhra to Dakore, three men from Godhra, namely Jesing Gaba, (2) Sivabhai Moti and (3) Kalu Moti were also transferred from Godhra to Dakore. In all there are about twelve peons in this office. Now when a Naik's post was created, the post was not given to one of these old hands but was given to an outsider, who is a retired hand from the Military is appointed on the post. These local and senior men ought to be appointed on the post of the Naik. The appointment of an outsider pensioner, is obviously an injustice to the old men.

I, therefore, request you to appoint one of these men, who is

p.t.o.

Ex 191

seniormost to the post of Naik and oblige.

Yours faithfully,

Sd/-H.R.Gokhale,

PRESIDENT.

Copy: The Superintending Engineer,
Irrigation Circle,Baroda for
information and action.

7 19)

BARODA PEONS & WORKING CLASS SERVANTS UNION

Babul, Near Mohan Talkies, Baroda

Dated 8th May 1950

To

The Executive Engineer,
Dakor (Mahikinar)

Sir,

Ref: Our letter dated 4th April 50.

I have to remind you of my communication addressed to you dated 4th April 1950, in which, I invited your attention to the case of Sanabhai Lalbhai, who was a peon serving in your office and was suddenly transferred to Balasinor. That letter has remained yet unreplied

In the same letter, I also invited to the cases of three peons who went from Godhra to Dakor, when the office was shifted to Dakor, but when a post of a Naik fell vacant, the post was not given to the senior man amongst them but to an outsider who belonged formerly to the Military Department.

May I request you to let me know immediately as to what action you intend taking in this respect ?

Yours faithfully,
Sd/- H. R. Gokhale.
President,
Baroda Peons & Working Class Servants Union.

Copy to :-
The Superintending Engineer, Irrigation Circle, Baroda for information and action.

compared by :-
m.15

-7 197

BARODA PEONS & WORKING CLASS SERVANTS UNION

Babul, Near Mohan Talkies, Baroda.

Dated 8th May 1950

To

The Executive Engineer,
Dakor (Mahikinar)

Sir,

Ref: Our letter dated 4th April 1950.

I have to remind you of my communication addressed to you dated 4th April 1950, in which, I invited your attention to the case of Sanabhai Balbhai, who was a peon serving in your office and was suddenly transferred to Balasinor. That letter has remained yet unreplied.

In the same letter, I also invited to the cases of three peons who went from Godhra to Dakor, when the office was shifted to Dakor, but when a post of a Naik fell vacant, the post was not given to the senior man amongst them but to an outsider who belonged formerly to the Military Department.

May I request you to let me know immediately as to what action you intend taking in this respect ?

Yours faithfully,
Sd/- H. R. Gokhale.
President,
Baroda Peons & Working Class Servants Union.

Copy to :-
The Superintending Engineer, Irrigation Circle, Baroda for information and action.

compared by :-
m.15

G.I.C. Gpha Corr. dn. No. C/44 22-5-50

CONFIDENTIAL

496-1,50,000-3-46-R(a)k

P. W. D. 618 a.

Post Box No

Telephone No.

No. 1479 of 1950.

OFFICE OF THE EXECUTIVE ENGINEER,
Mahi Canals Construction DIVISION:
Dakor dated May 1950.

FROM

THE EXECUTIVE ENGINEER,
Mahi Canals Const. DIVISION;

To

The Superintending Engineer,
Gujarat Irrigation Circle,
Baroda.

Subject:—Peon Shana Lala.

Ref: Your No: C/16 of 5th May 50

This peon was first appointed in this Division on 20-6-49 and after working in this office for 8 months during which period his work and particularly conduct left much to desired, he was transferred on 18-2-50 to Mahi Sub Division N newly opened as an experienced and junior hand.

2. He was adversely reported upon by the Deputy Enginee Shri B.M.Bhardwaj several times and on one occassion he was fined Rs.1/- for absenting from duty without permission and warned to be careful in future.

3. Inspite of this, he continued to behave in the same fashion and was again reported to be rude and arrogant by Sh M.S.Bhir, successor to Shri B.M.Bhardwaj.

4. He was then transferred to Mahi Sub Division No.1 Balasinor to give him a fair chance to work under a third ga officer as he was adversely reported upon by two gazetted of successivly. He was relieved on 6-3-50 from Sub Dn.No.3 Umre with instructions to report for duty in Sub Division No.1 Balasinor immediately.

5. As reported by the Sub Dnl.Officer, Mahi Sub Division Balasinor the peon presented himself in the Sub Divisional Of on 8-3-50 when he was instructed to work with Shri Shivdasani Overseer who was on site of work. The Sub Divisional Officer further reported that the peon did not obey the orders and di even report for duty in the Sub Divisional Office from 9th to 12th March '50. Even on subsequent dates he neither worked w the overseer nor attended the Sub Dnl.Office regularly. As he found absent from duty persisently the Sub Dnl.Officer in the interst of Government asked him to hand over the Government property viz. dress and badge to the Sub Dnl.Office. One dres and Umbrella are still reported to be with him.

6. As regards the allegations made by the peon, the Sub Officer, on personal inquiries, reports that to be baseless wi which I am inclined to concur in view of the peon's previous history. He states that the peon did not work with the oversee even for a day and as such the other questions apparantely wou not arise. A copy of the explanation obtained by the Sub Dnl.O from the Overseer over and above his personal inquiries is enclosed herewith for your perusal.

7. In the circumstances the peon is recommended to be dismissed from service from 8-3-50 as recommended by the Sub D Officer under his endorsement No.729 dated 20-3-50 and his let No.824 dated 30-3-50 (copies enclosed).

8. Letters Nos. — d/-4-8-5-50 respectively fr Baroda Peons & Working Class Servants Union are also enclosed herewith. It is not known if this Association is a recognized

as such no correspondence has been entered into with the
aid association. If however the Association be a recognized
their letters may be disposed off suitably. It may be
entioned the appointment of Naik was made by the then Executive
ngineer (Shri J.P.Naegamvala) on merits.

Govtt. P.W.D.End.No.S-40/25860-E(II) dated 17-4-50 is
erewith returned.

17-5-50

Executive Engineer,
Mahi Canals Construction Division.

ed by :-

~~37~~ 201

Below Executive Engineer,Mahi Canal Construction Dn. Dakor's Confidential letter without No. and date together with its accompaniments in connection with the applica-tion of Shri Sanabhai Lalbhai Patawala

---

Confidential.
No. C/36 of 1950.

Office of the Supdtg.Engineer,
Gujarat Irrigation Circle,
Baroda, ~~2nd May~~ 2nd June 1950.

p. 6 ante. ←

Forwarded with compliments to the Secretary to Government,P.W.D.,Bombay, with reference to G.M.Conf. No.S.40/25860-E(II) dated 17-4-50 for favour of further disposal. I agree fully with the Executive Engineer. The peon richly deserves more punishment than what has been meted out to him.

P.M.

2. In this connection two letters dated 4-4-50 and 8-5-50 (copies enclosed) have been received by the Executive Engineer from President,Baroda Peons & Working Class Servants Union,Baroda. This Union is not recognised by Government, vide G.L.,P.W.D.Confidential No.S.37/48/86502-E(III) of 9-1-50. Further it seems to wrongly arrogate to itself the right to intercede in matters pertaining to Kaira District which is beyond its juris-diction as the name indicates. For both reasons no reply is being sent to the Union's letters.

3. Shri Sanabhai Lalbhai Patawala has addressed three applications, one in the personal name of Dr.Jivraj Mehta, Hon'ble Minister, second one in the name of ,Hon'ble Minister,P.W.D. and third one to Superintending Engineer, Gujarat Irrigation Circle.,Baroda. First two applications

P.T.O.

received with G.M.Conf.No.S/40/25860-E(II) of 17-4-50 & S/92/35730-E(III) d/ 15-5-50 are returned herewith.

4. This disposes of Govt. Conf.No.S.40/25840-E(II) of 19-5-50.

D.A.
Executive Engr.'s report with its accompaniments. 2 applications in original

Superintending Engineer,
Gujarat Irrigation Circle.

Copy f.w.cs to the Executive Engineer, Mahi Canal Construction Dn., Dakor, with reference to his Conf.refere... without No.and date.

2. The duplicate copies of the letter and its accompani-ments should now please be sent to this office for record. In future, reports going to Government and higher authorities should always be sent in duplicate.

P. W. D.
FE S 92 S.40
45109

pr.31..

comp:by:-

35
103

S.40/45109

P.W.D.

E.B.(III). P.1

Please see the representation from Shri.Shanabhai Lalbhai, a discharged pattawala of the Balashinor Sub-Dn. He states that, he was working in the Mahi Canal Construction Dn. Dakore, but he was transferred to the Umreth Sub Dn., and from there he was again transferred to the Balashinor Sub Dn. Here instead of engaging him in the Office, he was asked to do private work, at the place of Shri.R.K.Shivadasani,Overseer. He was asked to cleanse utensils and clothes, and such other things. The applicant states that on his refusal to do such works, the overseer and his wife, drove him out after some beating. He presented himself in the office but there, his patta and uniform was taken away and was asked to go away.

He states that he had represented the case to the Dy.Engr. but without effect. Therefore, now he requests Govt. to reinstate him in service, in his original place at Umreth.

2 The S.E.,G.I.C.,forwards report from the Ex.Engr. Mahi Canals Construction Dn.which shows that the behaviour of Shri.Shanbhai was far from satisfactory and was tried at different places but all the officers reported against him. (Please see letters from Shri. R.K.Shivadasani at ~~pp~~ p.21, and also from Dy.Engr. Mahi Sub Dn. No.1, at p.19). The Ex.Engr. has recommended to the S.E.,that the peon in question should be dismissed from service. The S.E. agrees fully with the Ex.Engr., and states that " the peon richly deserves more punishment than what has been meted out to him".

3. Shri.Shanabhai has also approached the Ex.Engr. through the President,Baroda Peons and Working Class ~~Sxxxxxxxxx~~ Servants' Union. The Ex.Engr. has forwarded the same to the S.E. Since this union hasnot been recognised by the Bombay Govt. the S.E. has not replied

the-----

P34. 20 4

the president of this Union.(Please see G.L.No.S.37/48/86502-E(III) dated the 9-1-50 flagged B.)

4. Under the circumstances, the applicant may be P.35 replied, as per draft put up for approval.

BVR 19/6/50.

VPA. 19/6/50

19/6/50

19/6

Sect'y

Sect'y.

20/6

21/6.

P.S. to H.M.

H.M., P.W.D. 21/6

21/6

Sect'y.

Hms/6

35/205 -

No.S-40/45109-E(III). P.W.D.
B.C. (Bombay No.1),
23rd June 1950.

To

Shri.Shanabhai Lalbhai,
Mahi Canal Construction Dn. ~~Baleer.~~

Sub: Request for reinstatement in service.

Dear Sir,

P.1

With ref.to your letter dated the 27-3-50 addressed to the H.M.,P.W.D, I am directed to inform you that your request cannot, it is regretted be granted.

D.A:Nil.

Yours faithfully,

Asstt. Secy

VPA.17/6/50

MRC
MRP
24/6

Copy forwarded to the S.E., C.D.C. for information with ref. to his endt. ~~No~~ Confdl. No. C/36, dated the 2-6-1950. -P. 31.

RVB
19/6/50

Name not found with
acct. slip 23/6
Lutkar
23/6

37 207

No. S-40/45109-E(III).

Public Works Department,
Bombay Castle (Bombay No.1),
23rd June 1950.

From

The Assistant Secretary to the Government of Bombay
Public Works Department.

To

Shri Shanabhai Lalbhai,
Mahi Canal Construction Division.

Subject:- Request for reinstatement in service.

.....

Dear Sir,

P 1:

With reference to your letter dated the 27th March 1950, addressed to the Honourable Minister, Public Works Department, I am directed to inform you that your request cannot, it is regretted, be granted.

Yours faithfully,

24/6/50

Assistant Secretary to the Government of Bombay
Public Works Department.

ISSUED on 24-6-50

D.A.-Nil.

Copy forwarded to the Superintending Engineer, Gujarat Irrigation Circle, for information with reference to his endorsement confidential No. C/36, dated the 2nd June 1950. P 3/

3
SAM.
23/6/50.

24/6

3g-709

No.G-64/4332 of 1950.
Office of the Superintending Engineer,
Gujarat Irrigation Circle,
Baroda, 15th June 1950.

To,

The Secretary to the Government,
Public Works Department,
Bombay.

.....

Sub:-- Application dated 8th May 1950 from Shri Shanabhai Lalabhai Patawala re: reinstatement in service.

Ref:-- Government endorsement No. S.40-40053-E(II) dt. 24-5-1950.

Report called for in Government endorsement No.S.40/25860-E(II) dated 17-4-1950 has been forwarded to Government vide this office confidential No. C/36 dated 2nd June 1950.

Superintending Engineer,
Gujarat Irrigation Circle, Baroda.

Copy together with the accompaniments f.w.c. to the Executive Engineer, M.C.C.Division, Thasra for remarks, on so called allegations made by fitters and drivers embodied in the application by Shri Shanabhai Lalbhai Patawala.

R.15/6.
Comp:by:

S40/48760

EB(III)

40-10

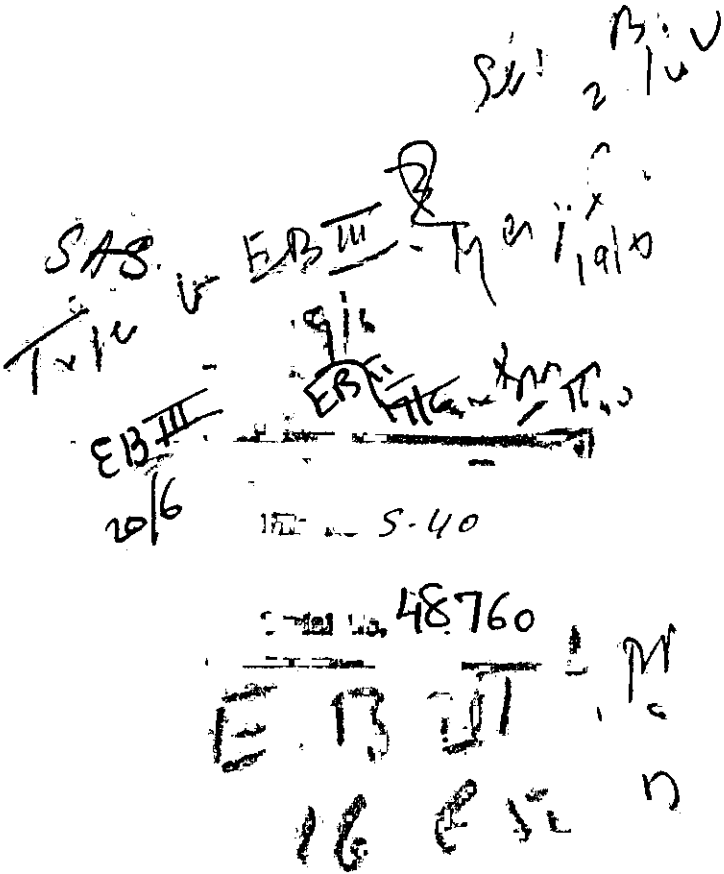
No action is necy

Record

BVB
27/6/50

27/6/50

pl. see p. 37.



ફોર્મ નં. ૪૦
રજી૦

211 ન.૨૬-૭-૫૦
૩૫૦૨

મહેરબાન કલેક્ટર સાહેબ મહેસા મામલતદાર સાહેબશ્રી

જોગ લખવાનું મારા વાલા શ્રી બાબા માર્ક બાબા માર્ક ના વારસ વાલા મારા વાલા લખવાનું કે આમ રાહેલવા માલા ના મોહરા મહી કેવાલ કુલસ્ટ્રીલ કેવાર ના કારણ ના શ્રી બાબા માર્ક બાબા માર્ક ની મરણ મોંધ કે આમ રાહેલવા મારા મારા મરણ કરી હતા એ હતાં મને કંઈ જવાબ વધા મલતો કે પહેલા મોટા મોટા ઝું પારા વેરાન થયા મને હમારા ગામ શ્રી બાબા માર્ક નું કોઈ રાખનારું વધા એ આમ રાહેલ મને બોકડા ઉપર મહાલા મારામાં. ગામ નમુના ની કોલમ આપવા મહેરબાની કરશો જી બારા મોટ આ વાંધો

આપનો આજ્ઞાંકિત સેવક

શ્રી બાબા માર્ક બાબા ના: દસ્તખત

1405.92/63297

Shri Shanabhai Lalabhai ansepoy of the Mahi Canal Construction Division, Thasra, Dist. Kaira, states that inspite of 4 representations to H.M., his case has not been finally decided. He, therefore, requests Govt. to dispose of his case soon. He also complains that the representation of poor peons or sepoys are not properly heeded to.

Bms 1/11/18

For compliance

1/11/18

acted 2/8

3/8

3/8 10 55

215

S-40-
S[illegible]2/63297

E.B.(II). Public Works Department.

p 213

Submitted with ref. to H.M.'s note dt. the 1-8-50. pp. 203-204

2. Pl. see the O.N., dt. the 19-6-50 wherein after detailed consideration Shri Shanabhai Lalbhai, a discharged pattawala of the Balasinor Sub-Dn., was informed vide G.L.No.S.40/45109-E(II), dt. the 23rd June 1950, that his request for reinstatement cannot be granted. p. 203

3. It seems that in the absence of complete address, G.L.refd. to above has not reached the ex-pattawala. The Ex.Engr., Mahi Canal Construction Dn., may be asked to inform Shri Shanabhai Lalbhai as per draft put up for approval. p. 217

SMD
9.8.50.

Pl. send a copy of G.L. on p. 203 to the E. Engr. and ask him to transmit it to the ex-pattawala. It is necessary that the ex-pattawala should receive a letter from Govt. and not one written by the EE

Dy. Secy.

Secy.

H.O.I., P.W.D.

SLD
9/8

S-40 S.92/63297

Control/Urgent Letter. 217

No. S.92/63297-EX(II).

Public Works Deptt.,
Bombay Castle (Bombay No.1),
August 1950.

To

The Ex. Engr., Mahi Canal Construction Dn.

Sub:- Request for reinstatement.

Shri Shanabhai Lalbhai, discharged pattawala of the Balashinor Sub-Dn., should be informed early under intimation to Govt. that his request for reinstatement cannot be granted.

By order of the Governor of Bombay,

Asstt. Secy. to the Govt. of Bombay,
Public Works Deptt.

D.A.-Nil.

Copy forwarded to the S.E., G.I.C., in continuation of G.L.No.S.40/45109-E(III). dt. the 23rd June 1950.

Endt. p. 205

VMW.
8/8/50.

9.8.50.

219 S. 40/ 63297

EB(II) P.W.Deptt.

Resubmitted with refee. to Dy. Secy's p. 221
p. 215 note dt: 9.8.50 with a fresh draft
for approval.

SMD
10/8/50.

T. Y. Secy

Secy

~~H (II), PWD.~~

HM 10.X
HM saw the case at p. 204.

11
10/8

S. 40/63297

× Copy (Marathi) sent in for low.

[Below copy of G.R.× (vernacular) No. S. 40/45109-EL II), dt. the 23.6.50.]

—

Confdl.

No. S.40/63297-EL II).

P.W.D. dpt.

B.C. (Bombay Noi),

11th August 1950.

Forwarded to the Ex. Engr., Mahi Canal Construction Division, for transmitting the letter to Shri Shanabhai Kalabhai, under intimation to Govt.

SMD
10/8/50.

By order etc,

A. S. to the Govt. B.
P.W.D.

Issued 11/8/50

AWK 11/8

9 X 11/8

Confidential.

No. C/65 of 1950.
Office of the Executive Engineer,
Mahi Canals Construction Division,
Thasra, dt/- 16th August 1950.

To

The Assistant Secretary to the
Government of Bombay,
Public Works Department,
Bombay.

Sub:-Govtt.letter No.S.40/45109-E(II) of 23-6-50.

The letter in question has been sent to Shri Shanabhai Lalabhai to his address by Registered Post which is as under :--

Shri Shanabhai Lalabhai ,
Near Kaleshwari Mata's Mandir,
Dakor.

16/8

Executive Engineer,
Mahi Canals Construction Divisi

compared by :-
m.

225 S. 40/67238

FB(II) P.W.D. Deptt.

Submitted.

2. The Ex. Engrs., Mahi Canals Constn. Dn., has refd. to the ~~Marathi~~ Gujarati copy of Neg. ∝. forwarded to him vide endt. No. S. 40/63297-E(II), dt the 11th Aug. 1950. Necy. action having been taken by the Ex. Engr., the papers may be recorded. ~~if approved~~

SMD 18/8/50.

DNB 18/8/50

S.A.S.

મોરબી-૨૦
રજીસ્ટર્ડ

વઢવાણ

તા-૬-૮-૫૦
ડાકોર

મહેરબાન કોર્ટર જીલ્લા મહેતા બાંધ કામ ખાતાના
અધિકારી સાહેબ મુંબઈ

સાહેબની જોગવાઈમાં આપના માલવાનો અરજી
મહી કેળાવ કચ્છરાવ કેળવણમ કોસરાના શેરા માર્ગ વાંચવા માર્ગ
ના નામના પુર્વક અરજ ગુજરવાની સે. ઈ. જે :—

વી. વી. સાથે વિનવાનું કે આપ સાહેબ મજ બં-
ગલા (પ્લોટ-૬) બંધરના ઓડર કેળવણીના મહત્વ છે મજ આપ સાહેબો
પકડ ઓડર નં - મોરબી-૨૦ - પ્રપોઝલ-૧૬/૮૨) બંધરના અરજી જ
અરજ ના માન્ય કરવાનો મહત્વ છે મજ પ્લોટ-૬ બંધરના અરજી
કરમાં વાંચ છે કે તા-૮-૩-૫૦ વારોધરી મમોલ બાંકરી મોંધ
વારવાર કરવામાં આવે છે તો કે તા-૯-૩-૫૦ = તા-૮- વારોધ
કે મારા વહલા ઉપર કેળ મજ તા-૮-૩-૫૦ વારોધ કે
બાંધ વારોધરીમાં જાહેર થયો હોય મજ મારા વાદ
મારી વહલા ઓવરશીયર મા. ઈજનેરશ્રીની પાસે કરવામાં આવતા
મજ મજ કેમમાં આવ્યું કે મારવાડમાં બ વોમાં મજ ઘર કામ કરવા
મકવો તો મે કેમનું તે ધ્યાનમાં લઈ સાહેબ મજ અરજ કરી તો
મજ નારણ બાંકરી ઉપરની તા-૨૩-૩-૫૦ વારોધ મજ
કેળવણી કચ્છરાવ તો મે અંકુશ કરાવ્યું ધ્યાનમાં લઈ સાહેબ
અરજ કરી તો મજ બંધાવવા બાબતમાં મે રૂબરૂ સાહેબ
અરજ કરી તો મજ બંધાવવા બાબતમાં મે આપ
સાહેબ અરજ કરી તો આપ સાહેબ મારા ગામના ઉપર
દયા બતાવી મજ મજ બંધાવવા બાબતમાં આજ્ઞા આપવા
મજ કંઈ ઈજનેરી કચ્છ વગર મજ આજ્ઞા આપવા
મજ એક રાજાદર ખાતે કોઈ કંઈ ઈલા રાજાદર ખાતે
કોઈ તો કમારા ગામના રાજાદરની કોઈ ધ્યાનમાં
બધા મજ મકા ઓફીસમાં મોટા મોટાનું ખોટા બેસી
ગયા મજ આપ સાહેબોએ અરજ કરી તો પકડ્યા નથી પકડ્યા
મોટા મોટાનું ખોટા બેસીને બંધાવવા આજ્ઞા આપવાને બદલે
અજ્ઞા આપવા ઈ તો કમારા ગામનું કોઈ ધ્યાનમાં
બધા મજ મજ કુંવરજી બાંકરી કરું ઈ તો મજ બંધાવવા
કમ મજ મજ ઈલા મારવાડ બેસાડવે ઈ મજ બાંકરી
ઉપર બધા વોમાં મજ ઈ મારો મજ તા-૨-૮-૫૦ કે
કેળવણીનો ઓડર આપે ઈ તો મારા ગામના ઉપર દયા બતાવી
મજ બાંકરી ઉપર બંધાવવા આપો અરજ તો ઈ કુંવરજી
ગમે તેમ બાંકરીમાં રોકો મજ મજ બંધાવવા આપો તો
કુંવરજી ગામના બધાનાં ભરોશે ન આપના ગુનેગાર બધા બનવાને

આપનો આજ્ઞાંકિત સેવક
શેરા માર્ગ વાંચવા માર્ગ સાહેબોમાં

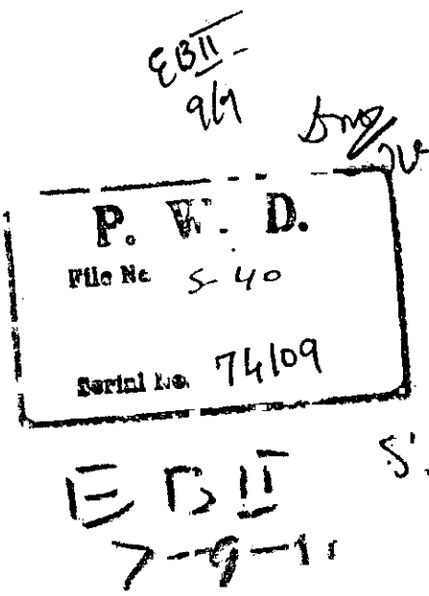
Reg. A
Encl. S.40-IX
તા. 19.49-51
P. 200

Reg. P.W.D. No. S.40/45109-E(II)

Dmg 7-7-50
P.W.D.

માંડવાનું
મું - ડાકોર
તા-ઠાસરા માર્ગ
ઠાકોર વાંકુ
શેરા માર્ગ વાંચવા

228



-3-
229

S.40/74109
P.W.D.

E.B.(III)

Shri Shanabhai Kalabhai's request to reinstate him in service has been considered in detail and has been informed that his request cannot be granted vide G.O. No. S.92/45109-E(III), dated the 23-6-50

× Shri A File No. S 40-IX of 1949-50 P. 207

P.1

2. Shri Shanabhai in the letter under consideration states he had made several representations to the officers concerned but none of them gave him justice. He was, therefore, obliged to represent his case to the H.M., P.W.D. who also has failed to give him justice. He further states that he has been harassed from the last six months and has received the letter of dismissal only on the 2-9-50. He again requests for reinstatement.

3. Shri Shanabhai's behaviour during his employment was far from satisfactory. He was tried at different places but all the officers had reported against him which resulted into his dismissal from service.

4. In the circumstances Shri Shanabhai may be informed that the orders issued in G.O. No. S.40/45109-E(III), dated the 23-6-50 cannot be reconsidered

D.S.

12-9-50.

S.40/74109 — 250 — P.W.D

E.B.(II).

Resubmitted with the necy. draft put up.

AB
8-9-50.

Hyd 9 D.S.

(In the usual form of Judgment)

No. S.40/74109-E(II)23 | S.40/74109

P.W.D.

B.C. (Bombay No. 1),
19th Sept. 1950.

To,

Shri Shanabhai Kalabhai
Near Kaleshwari Mata's Mandir
Dakor.

Subject:- Request for reinstatement.

Dear Sir,

With ref to your letter, dated the 6-9-50, on the subject mentioned above, addressed to the H.M., P.W.D., I am directed to state that the orders issued in G.L. No. S.40/45109-E(VII), dated the 23-6-50, cannot be reconsidered.

yours faithfully

Asstt. Secy. to the G. of B

D.A. Nil.

KAS
18-9-50

X Slip A
File No. S40-IX of 1949-50.
P. 207

P.1

RECEIVED 20/9/50

નં 233 મા-૨૮-૮-૨૦૫૦

કાંકરા

કાંકરા

મહેરબાન કલેક્ટર સાહેબ મહેસા મોતીસર રાજકોટ

વાંદરા ગામ પાણીવા ગરાસદાર રાજકોટ

રાજકોટના જીલ્લાના ધારાસભ્ય ચોટાસભ્ય ના નામ

યુનિક સરકાર ચુકારવાના સ.ઘ.ઈ.જી.:—

વ. વા. સાથે લખવાનું કે આપ રાજકોટનો

મત મતદાર ઈ સરવે મેમાં લખો છો કે પહેલા ચોકીદારમાં

લખું છે ને પછી ઈ સરવે ને ફેરફાર વઈ ગયા પછી

એવું લખો ઈ ને કારણ ગરાસ રાજપાટ ને બ્યાજ

આપમાં ગવાય ગયા હોય સરવે પણ ઈ ગામોને

સરકારે કરી નુકસાન સરવે આપ રાજકોટ માટે ગામોમાં

નામો પડ્યા ગવાય ગયા હોય ને કેટલા પડ્યા ઈ કારણે

કેટલા લાગે નામો ગવાય ગયા છે ને આપ રાજકોટ

ને પણ કારણ ઈ કારણે કરવા મંડાવા કરશે ને

સરવે આપ રાજકોટ મા-૧-૧૦-૫૦ સો પધાર લાગવાથી

ને સરવે કારણ કોઈ મળી કુલાવા કરવાથી રાજકોટ ના

પધારશે ને કોઈ પડ્યા ગામો પાણીવા ને રાજકોટ

30/9/50 કરવા મંડાવા કરશે ને સરવે આપ રાજકોટ

પધારશે ને કોઈ કુલ પડ્યા ગામો પાણીવા ને રાજકોટ

ફરી 30/9 પ્રતિબંધકર્તા) ઉપર લઈને કારણ પડશે ને વાંધા સો સરવે

આપો આપ મળવા પડશે કે ચુકવા કોણ કરવો છે

સરવે લઈ રાજકોટ ને પુછશે કે આપણે રાજકોટ

31/10 રાજકોટ કોઈને ગામો આપવા છે સરવે મળવાથી

ને આપ આપ ગોંડલ ની મળ્યા પછી આવશે

(ચોથું પત્ર) સરવે આવતા ઈલાજ નો લઈ ગયા સરવે સામેલ ચોથા

આપવા મંડાવા કરશે ને સરવે રાજકોટ રાજકોટ

કુલાવા રાજકોટ કોઈ વઈ ગયા મોટા મો આવે મોટું

કે પણ પણ લઈ ગયા છો મો આ કુલાવા વાંધા

આવે વઈ આપે ને કુલ ગામોને ઈ રાજકોટ રાજકોટ

ઉપર આવે કરશે સરવે આપવા પુનઃ ગામ વઈ

લાગે સરવે ગામો લાગ્યા ઈ

આપનો માબેદાર સેવક

ઠાકોર (ચોથું) લાગ્યા (ચોથું) રાજકોટ

235

S.40/82198.

Translation.

28-8-50

Dakor.

To

Dr. Jivraj Mehta,
Honourable Minister, P.W.Deptt.

Shri Shanabhai Lalabhai, begs to state that your letter has been recd. Your contention that whatever you have written in your fist letter is correct and nothing more in the matter can be done means injustice to a poor peon like me, without even instituting any inquiry in the matter. It is understood that you are visting Thasra on 1-10-50 kindly inquire in the matter then. I will personally present myself with the office orders. You will automatically know there from who is in the wrong Ask other peons how much R.K. Sivadasani Saheb harasses. Kindly take cognizance of this representation and give reply. In case you continue to favour the highly placed officers, I will report the matter to Morarjibhai. Don't hold me responsible then.

SMP 10/10/50.

Yours obedient servants,

Sd/- Shanabhai Lalabhai.

SSS.9/10/50.

S.40/82198.

P. W. Deptt.

E.B.(II).

p. 235 p 233

Submitted with translation of the representation from Shri Shanabhai Lalabhai, discharged pattawala, Balashinor Sub-Dn.

p1 see pp 171, 181, 211 & 227

2. Shri Shanabhai Lalabhai has so far represented to Govt. four times against his dismissal. This case has been noted upon in detail on p. 253 ante. It will be seen therefrom that the representationist was rude and arrogant in his behaviour towards his seniors, and has made false allegations against them. As no new arguments or facts have been advanced, it does not seem necy. to revise the Govt. orders already issued. The draft put up for approval may issue.

p. 239

SSS.9/10/50. SMD 10/10/50.

4/11/50

Dy. Dy. Secy.

289 S.40/82198

No.S.40/82198-E(II). P. W. Deptt.,
B.C.(Bombay No.1),
13th October 1950.

To

Shri Shanabhai Lalabhai,
Near Kaleshwari Mata's Mandir,
Dakor.

Subject: Request for instituting fresh inquiry.

.....

Dear Sir,

With reference to your letter dated the 28th August 1950 addressed to H.M.,Public Works Department, I am directed to inform you that your request for the institution of fresh inquiry cannot, it is regretted, be granted.

SMD 10/10/50

By order of the Government of Bombay,
yss fair.15 fully.

Asstt. Secy. to the G.of B.,
P.W.Deptt.

D.A.-Nil.

SSS.9/10/50.

To be issued immediately

Issued 13/10/50. (in Gujarathi)

Total Rs 13/10

12/10

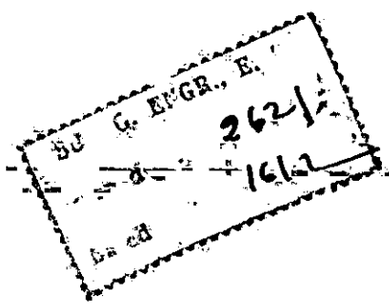
241 //

Sholapur,
9th Feb. 1950

To,

The Superintending Engineer,
Eastern Circle- Kolhapur
~~Southern Circle, Belgaum,~~

~~BELGAUM.~~



Sub:- Application of Mr. R.V.Vanjpe.
Overseer under suspension.

Ref:- S.E.S.C8s Comfidential no. G.40 dated ~~19th Feb. 1949 &~~ Ex. Engr Rat, Dn's Confidential No. G 40 dated 24th Feb. 49 & S.D.O.Kankawli's No.C58 of 16-3-49.

Sir,

With refernce to above letter I handed over complete charge of the head quarter section, Kankawli Sub-Division on 21st March 1949. I gave my Sholapur address during suspension period and there is no change in it.

Accordingly the trial of the Chalgeri scarcity work started in the special Magistrate first class court at Hubli.

On 4rt Fbe. 1950 the special Magistrate of the court declared that no charge was framed on me and hence he has given to me the certified copy of the order of discharged passed in criminal case No.169/49 of the special Magistrate' F.C.Hubli.

The original copy is herewith sent to you for information and further disposal and may kindly be returned to me when done with.

I request your honour to issue an order to me to goin the duties and the whole suspension period since 22nd March, ~~1949~~ to be kindly considered in service as there is no prima facie case against me declared by the special Magistrate.

The remaining pay may kindly be given to me for the whole suspension period.

Early order may kindly be ~~solicited~~ issued in this case.

P.T.O.

12

Your most obedient servant,

R. V. Vanjpe.
10-2-50.

Copy in advance submitted W.K. to the S.E. Southern Circle. ~~Belgaum for information~~ & necessary action as regards to kindly forward the application to the S.E.C. Kolhapur with your remarks please, as early as possible.

Note: ~~A~~ original certified copy of order of discharge of 9 pages of the Hon'ble Special magistrate R.C. Hubli submitted to Executive Engineer Ratnagiri Division. for early action in favour

14/2

16/2

BY REGD. POST A.D.

/3,

Confidential.
Letter.

No.C/37 of 1950,
P.W.D., Eastern Circle Office,
Kolhapur; 8th March 1950.

To

The Secretary to Government,
Public Works Department, Bombay 1.

Subject:- Scarcity works - Dharwar.
Chalgeri, Taluka Ranebennur.
Petition in the matter of false mustering and mis-appropriation of Government money. Mr. K.V. - Vanjape, overseer (under suspension)

x File 15
S 40-VIII '47-48
P 218

Reference:- Government (P.W.D.) endorsement Confidential No.S.40/3448-(II), dated 20.1.1948.

2. As per the Collector of Dharwar's letter No.F.A.M. S.R.280 dated 11.1.1949, addressed to the Assistant Secretary to Government, Revenue Department, copy addressed to the Superintending Engineer, Southern Circle, under Government (P.W.D.) endorsement referred to above, the Superintending Engineer, Southern Circle issued orders of suspension of Mr. K.V.Vanjape, overseer, one of the accused in the case and he was relieved of his duties and held under suspension with effect from 21.3.1948 A.N. Out of the four accused in the case, three were Government servants in the Public Works Department. This Circle is, however, concerned with Mr. Vanjape, officiating overseer, as his lien has been kept in the Ratnagiri Division where he was serving at the time of suspension. As regards the other two accused, namely Mr. S.V.Munsalkatti, a mukadam (not a mustering clerk) and Mr. M.R. Nagnaverdrarao, overseer, the former is discharged from service on 2[illegible].1949 and the latter is reported to be in service under the Executive Engineer, Karnatak Sanitary Division, as is noticed from the letter addressed to the District Superintendent of Police, Dharwar by the Executive Engineer, Dharwar Division which is attached to the case received from the Superintending Engineer, Southern Circle.

3. The case was tried before the Special Magistrate, First Class, Hubli and a certified copy of the judgement produced by Mr. Vanjape is enclosed for favour of perusal from which it would be seen that the trying Magistrate has issued orders of discharging in the case of accused No.1, Mr. Vanjape and thus acquitted him from the criminal charges which were framed against him by the Police. However, the trying magistrate in the concluding portion of his judgement has passed remarks that though Mr. Vanjape was not proved to be guilty of any criminal offence, he failed to do his legitimate duty to supervise the payments and check the muster rolls etc. In view of these remarks, it is for consideration of Government whether Mr. Vanjape may be considered as honourably acquitted under rule 152 of the Bombay Civil Services Rules, Manual, Vol.I and whether he may be reinstated in his former post as applied for by him in his application dated 9.2.1950 (copy enclosed). If Government considers that Mr. Vanjape should be reinstated in Government service, it is requested that orders as to how the suspension period is to be treated may kindly be issued in order to enable this office to take action accordingly. As per suspension order issued by the Superintending Engineer, Southern Circle, Mr. Vanjape was allowed subsistence allowance at the rate of half of the average pay during the first year of his suspension and 1/4th of the average pay for the remaining period, if any, of his quarterly allowance at full rates admissible from time to time. As Mr. Vanjape has been requesting for early reinstatement it is requested that

KH 5/3/50

that early orders in the matter may kindly be issued.

Encls:-

(1) Certified copy of judgement,

(2) Copy of application of Mr. Varjavandas.

Subordinate Engineer,
Eastern Circle.

Copy with compliments to the Executive Engineer, Bhagirathi Division, with reference to his No. [illegible] dated [illegible].

P. W. D.
File No. S. 40.
Serial No. 21002

15

S.40/21002.
P.W.D.

E.B.(II).

* Flag 'C'
S.46-VIII
pp. 55-84

On receipt of certain* complaints that the following four persons employed on scarcity works at Chalgeri, Taluka Ranebennur, Dt. Dharwar, were misappropriating Govt. money, the case was handed over by the Collector of Dharwar to the Police Sub-Inspector to investigate.

(1) Mr. R. V. Vanjape, Overseer,

(2) Mr. Shrinivas Venkatrao Hunshikatti, Mustering Clerk (now ~~reported~~ as Mukadam), reported.

(3) Mr. Bhimappa Mahadevappa Angade of Chalgeri (non-P.W.D. man),

(4) Mr. M. R. Raghavendrarao, Overseer

On the advice of the Senior Police Prosecutor, Hubli, the Collector of Dharwar requested the P.S.I. to frame a charge sheet against the persons concerned. The accused Nos. 1, 2 and 4 being P.W.D. men, the Ex. Engr., Dharwar Dn., was requested* to suspend them from service, pending decision of their cases. Accordingly, the S.E., S.C., issued orders suspending Mr. R. V. Vanjape, Overseer. There are no papers to show whether accused Nos. 2 and 4 were also suspended.

* Flag A
S 40-VIII-A47-48
P 215

2. The First Class Magistrate, Hubli, before whom the accused were prosecuted has discharged M/s. R. V. Vanjape and R. V. Raghavendrarao, Overseers, for want of sufficient evidence. The Magistrate in discharging the above accused has, however, held them to be negligent in their duties, so far as supervision and check of the Muster Rolls was concerned.

3. The question under consideration in these papers is the reinstatement of Mr. R. V. Vanjape, Overseer. The S.E. has, therefore, requested Govt. for orders whether Mr. Vanjape should be considered as honourably acquitted for purposes of B.C.S.R. 152(a and whether.

whether the Overseer should be reinstated. Even though Mr. Vanjape has been discharged, it is apparent from the Magistrate's remark that Mr. Vanjape was negligent in his duties. It would not, therefore, be correct to reinstate Mr. Vanjape without holding a regular departmental inquiry according to the procedure laid down in rule 55 of the Bombay Civil Services (Classification, Control and Appeal) Rules. It is, therefore, for orders whether the S.E. should be requested to hold a Departmental Inquiry.

This may be done, I think. Kpr/3

4. As regards accused No.2, Mr. Shrinivas Venkatrao Hunshikatti, Mukadam (as now reported by the S.E., E.C), the S.E. states that he has been discharged from service from 20-5-48. The S.E's action in discharging Mr. Hunshikatti while the case is proceeding and without holding a Departmental Enquiry does not seem to be justified. Mr. Hunshikatti's absence will also, it appears, have to be treated as under suspension. It is, therefore, for orders whether the S.E. may be requested to hold a Departmental Inquiry in respect of Mr. Hunshikatti also, together with Mr. Vanjape.

M. Hunshikatti was probably engaged on work-charged establishment. S.E.-S.C. may be requested to state as to whether M.H. was a perm. temp. or w.c Mukadam and whether he was put under suspension. Upon receipt of this information, it will be possible to proceed further in the matter. It appears that the Court has been conducting proceedings against him and unless the case is finally decided the question of Departmental inquiry does not arise. Kpr/3

5. From para. 2 of the S.E., E.C's letter, it (p.13) seems that Mr. M. R. Raghavendrarao, who was also discharged by the Court for want of evidence, is working in the P.H. Circle under the Ex. Engr., Karnatak Dn. (now Karnatak P.H. Works Dn.), Dharwar. There are no papers to show that Mr. Raghavendrarao was under suspension. It is also not known whether he is still in service. The P.H.E. may be requested to state whether a Departmental Inquiry has been held according to rule 55 of the Bombay Civil Services (Classification, Control and Appeal) Rules.

Yes; P.H.E. may also be requested to report if Mr. Raghavendrarao was put under suspension and how he is employed in the Karnatak P.H. Works Dn. If order about his suspension were issued

6. The question how the period of suspension should

KI

247 17 D.40/4100C.1

be treated will arise only if after the departmental inquiry, it is held and that the subordinates should be reinstated in service. This point may, therefore, be left undecided for the present.

7-8. On receipt of orders, the necy. drafts will be put up for approval.

DRN.
20.3.50.

20/3/50

Vide please margi on p. 16 ante

24/3/50

D.S.

Ch Engr

23.3.50

Secy

The SE being competent to appoint & dismiss overseers, it is for him to decide if a departmental enquiry be held or any action taken & so on. I would like to know why cases of overseers are referred to for by SEs — I have seen two or more.

pr R
24/3

S. 40/21002. 16

P.W.D.

E.B.(II).

Resubmitted with refce. to the Secy's note overleaf.

2. The S.E. is competent to dismiss Overseers, but in cases of the nature under disposal, which arise out of complaints received by the Govt. from the public, the S.E. is requested to report on the complaint and not to take action on it. Ultimately, the orders reg: the action to be taken in such cases are issued by Govt. [A] [B]

M.
27/3/50

Kjw 7/3/50

ue 28/3/50

A – Are there any orders to this effect (general or in misc cases)?

B – This is not really fair, since it practically vitiates the right of appeal to the Govt. from S.E.'s order

28/3

S.E.

Ch E.?

S.40/21002

P.W.D.

E.B.(II).

Resubmitted with refce. to the Secy's note dt. 18th the 28-3-50.

2. As regards 'A' there are no general orders to this effect. The present case originated as a result of certain complaints received by Govt. in the R.D. which called upon the Collr. to report - vide Collr. of Dharwar's reply to the Secy. to Govt., R.D., in file S.40-VIII-1947-48. The R.D. not being satisfied with the mere demotion of the Karkun asked the Collr. to hand over the case to the Anti-corruption Br. of the local Police. The case was also referred by Govt. to the S.E. to report to the Collr. of Dharwar and assist him in speeding the inquiry. On receipt of a copy of the report, no action was considered necy. at that stage as the matter was to be referred to the Court.

3. In the cases under disposal it is necy. to hold a Departmental Inquiry to decide whether Shri R.V. Vanjape and Shri M.R. Raghavendrarao can be said to

* Flag 'D' S 40-VIII-1947-48 P.57.

Flag E -do- P 59

@ Flag F -do- P 65

S.40/21002. W

to be acquitted honourably or otherwise for purposes of B C S. R. 152-A.

4. Orders are requested on the proposals made in paras. 3, 4, 5 and 5 of the O.N., dt. the 20-3-1950. PP. 15-17

3-4-50.

4/3/1950

The JE should be asked to decide the cases, which are within his competence, after holding requisite departmental enquiries where necessary. The attention of the JE may be drawn to salient points of the case of Mr. Shrinivas V. Hunsikatte Munsiff.

P H K may be asked to report as proposed.

D. S.

4/4

M. R.
4/4

E.B.(II). Resubmitted with the necy. drafts for approval.

8/4/50.

4/8/1950

10/4

D. S.

Secy.

Confidential. S/Letter. S.40/21002.

No. S.40/21002-E(II). P.W.D.,
B.C.(B'bay No.1) 11th April 1950.

To

The S.E., E.C.

Sub:- Reinstatement of shri. R.V. Vanjape, Overseer under suspension — pp 13-14

Refce: Your letter No. C/37, dt. the 8-3-1950.

2. The question of re-instatement of persons under suspension should be decided by you, in cases which are within your competence, after holding the requisite departmental inquiries, where necessary.

3. In the case of shri R.V. Vanjape, Overseer, it is within your competence to decide whether he should be reinstated or not after holding a regular departmental proceedings, which are necy. for deciding whether shri R.V. Vanjape can be said to be honorably acquitted for purposes of B.C.S.R. 152(a)

4. As regards Shri Shrinivas Venkatrao Hunshikatti, Mukadam, your action in discharging

discharging him while the case is proceeding in the Court is not ~~justified~~ correct. In case Shri Hunshikatti is a permanent Mukadam, your action would be still more irregular. Even though Shri Hunshikatti may not have been confirmed, still it is necy. that he should have been suspended till the decision of the Court was known.

5. You are, therefore, requested to take necessary action accordingly.

6. The Copy of the judgement received with your letter is returned herewith.

By order of the G. of B.,

Dy. Secy. to the Govt. of B'bay,
P.W.D.

pp. 1-10 to go.
O.A.- Copy of the judgement

8/4/50

Issued 11-4-50

Confidential. Letter. S.40/21002.

No. S.40/21002-E(II). P. W.D.,
B.C.(Bbay No.1), 11th April 1950

To
The P.H.E. to Govt.

Sub:- Scarcity works at Chalgeri, Taluka Ranebennur, Dt. Dharwar. Complicity in the matter of false mustering and misappropriation of Govt. monies

M.R

It has reported that Shri R.V. Raghavendrarao, Overseer, who is now working in your Circle under the Ex. Engr., Karnatak P.H. Works Dn., Dharwar, was connected with ~~complicity in~~ the matter of false mustering and misappropriation of Govt. ~~mone~~ monies, while on the scarcity works refd. to M.R. above. It is learnt that Shri R.V. Raghavendrarao has since been acquitted of the charge by the First Class Magistrate, Hubli. Please, therefore, report whether orders of suspension were issued during the proceedings of the case in the Court and the circumstances under which he happened to be employed in your Circle.

By order of the G. of B.,
Dy. Secy. to the Govt. of Bbay,
P.W.D.
8/4/50

D.A.- Nil

Issued
11-4-50 AD&A

25

Below copy of No.1853 dated 20th February 1950, from this office addressed to the Superintending Engineer, K.I.C., Dharwar, regarding suspension of Mr. M.R.Raghavendrarao, Overseer.

I have today received from my Executive Engineer, a copy of judgement on the criminal case No.169 against the overseers M/s R.V.Wanjape and M.R.Raghavendrarao. From a copy of the judgement it is seen that both the overseers were discharged and it seems that there is no prima-faci case against them. In view of this, please let me know, if you are reinstating your overseer Mr. R.V. Wanjape, and I can also do the same in connection with Mr. M.R. Raghavendrarao. If your are, however, contemplating taking up departmental inquiry against these overseers, I may please be informed immediately so that Mr. Raghavendrarao may not be reinstated till your departmental inquiry is over.

'TRUE COPY'

Head Clerk to the
Public Health Engineer to Govt.

SSK:19/4.

Below copy of Superintending Engineer, K.I.C. Dharwar's No.C-40 dated 10th March 1950, addressed to this office regarding suspension of Mr. M.R.Raghavendrarao, overseer.

--

Reference: Your letter (Confidentiaal) No.1853 dated th e 20th February 1950.

Since Mr. R.V.Wanjape, overseer was working in the Ratnagiri Division, a copy of your letter under reply, is being forwarded to the Superintending Engineer, Eastern Circle, Kolhapur, for necessary action, as that Division has since been transferred to that circle.

--

'TRUE COPY'

Head Clerk to the
Public Health Engineer to Govt.

SSK:19/4.

25 1

Below copy of this office (confidential) No, C/10/2756 dated 11th March 1950, addressed to the Superintending Engineer, Southern Circle, Belgaum, regarding suspension of Mr. M.R. Raghavendrarao. overseer.

I have received from my Executive Engineer, a copy of judgement on the criminal case No.169 against the overssers M/s R.V. Wanjape and Mr. M.R.Raghavendrarao. From the copy of the judgement it is seen that both the overseers were discharged and it seems that there is no prima.facie case against them. In view of this please let me know, if you are reinstating your overseer Mr. M.R. V.Wanjape, and I can also do the same in connection with Mr. M.R. Raghavendrarao. If you are, however, contemplating taking up departmental inquiry against these overseers, I may please be informed immediately so that Mr. Raghavendrarao may not be reinstated till your departmental inquiry is over.

'TRUE COPY'

Head Clerk to the
Public Health Engineer to Govt.

BSSK:19/4.

31 41

Below copy of Superintending Engineer, S.C. Belgaum's letter No.G-40 dated 10th April 1950, addressed to this office regarding suspension of Mr. M.R.Raghavendrarao, overseer.

Reference: Confidential letter No.C-2/A/1964 dated the 3rd April 1950 from the Executive Engineer, Karnatak Public Health Works Division, Dharwar; and copy endorsed to this office.

With reference to your letter No.C-10/2756 dated the 11th March 1950, I have to state that as Mr. R.V.Wanjape Overseer is under the control of the superintending Engineer, E.C.Kolhapur, a copy of your letter has been forwarded to that officer under this office endorsement (Confdl) No.G-40 dated the 20th March 1950 (Copy attached) for further disposal.

'TRUE COPY'

Head Clerk to the
Public Health Enginer to Govt.

BSSK:19/4.

Below letter No.C-10/2756 dated the 11th March 1950. from the Public Health Enginner to the Government of Bombaym Poona.

Subject: Suspension of Mr. M.R.Raghavendrarao overseer.

...

CONFIDENTIAL
NO. G-40

Public Works Department
Belgaum, 20th March 1950.

Copies forwarded, with compliments to the Superintending Engineer, Eastern Circle, Kolhapur, with reference to the correspondence ending with this letter No.C/38(Confdl) dated the 8th March 1950.

I consider that as there is no Prima.faci case against Mr. R. V.Vanjape, overseer, he may be reinstated.

Sd/- S.S.Divatia

Superintending Engineer
. S.C.

'TRUE COPY'

Head Clerk to the
Public Health Engineer to Gove.

SSK:19/4.

3564

CONFIDENTIAL. No.C/10/ 4396 of 1950.

Poona 1, 20th April 1950.

To

The Secretary to Government,
Public Works Department,
BOMBAY.

Subject: Scarcity works at Chelgeri, Taluka Ranebennur District Dharwar.- Complicity in the matter of false mustering and misappropriation of Govt. moneis.

P23

Reference: G.L. (Confidential) P.W.D. No. S-40/21002 -E(II) dated 11th April 1950.

1 The proceedings instituted against Mr. M.R.Raghavendrarao pertain to the period when he was in the employment of the Superintending Engineer, Southern Circle.

2. The overseer was transferred to the Public Health Circle, along with the Neersagar Head Works Sub-division, which was formerly under the Superintending Engineer, Southern Circle. Information of his having been involved in the criminal case, in question, was first received in this office in December 1948 and accordingly Mr. Raghavendrarao was suspended from Government service in January 1949. This has already been reported to Government under this office No. K.S.D./33/7777 dated 29-7-1949. In this connection reference is also invited to Government letter P.W.D. No.9925/36-E(II) dated 10-8-1949. In the Government letter under reference, the name of the overseer has been mentioned as Shri R.V.Raghavendrarao. It is presumed this is only typographical error.

× Flag A 9225/36 P. 45

✓ Flag B - Ido - 49

3. 3 Mr. M.R.Raghavendrarao has not, however, been reinstated in service, pending receipt of a further report on him from Superintending Engineer, Eastern Circle. The Superintending Engineer, Southern Circle, has however informed in his endorsement No. G-40 dated 20-3-1950 to Superintending Engineer, E.C., that there is no prima facie case against Mr. R.V.Vanjape, the other overseer involved in the case. I, therefore, see no objection to the reinstatement of Mr. M.R.Raghavendrarao. This may please be approved.

D.A. Copies of correspondence:
1. P.H.E.'s No.1853 of 20-2-50
2. S.E. K.I.C's No.G-40 of 10-3-50
3. P.H.E.'s No.C/10/2756 of 11-3-50
4. S.E. S.C's No.G-40 of 10-4-50
with accompaniments.

Public Health Engineer
to Government.

SSK:19/4.

20/4

39.C.1 S.40/31700.

P.N.D.

E.B.(II).

Submitted with refce. to the C.L. at p.23 ante.

2. It will be seen from the P.H.E's letter that Shri M.R. Raghavendrarao was suspended from 24-1-49 on receipt of information that Shri Raghavendrarao was involved in a criminal case.

3. The P.H.E. has recommended the reinstatement of Shri Raghavendrarao in view of both Shri Vanjape and Shri Raghavendrarao being acquitted by the First Class Magistrate Gubbi. The P.H.E. is competent to reinstate him but as in the case of Shri Vanjape a regular departmental enquiry is neay. for purposes of rule 152(a) of the B.C.S.Rs, the enquiry in this case will also have to be held by the S.E.E.C., as both Shri Vanjape and Shri Raghavendrarao were working originally in the Ratnagiri Dn, now under the E.C..

4. The draft cut up may issue, if approved P39

25/4/50

25/4/50

D.S.

Se :1.

Letter 25/7 S.40/31700.

Confidential

No. S.40/31700-E(II). P.W.D.,
B.C(Bbay No.1). 26th April 1950

To The P.H.E. to Govt

Sub:- Scarcity works at Chalgeri Taluka Ranebennur Dt. Dharwar. Complicity in the matter of false mustering and misappropriation of Govt. monies.

Ref: Your letter No. C/10/4396 dt. the 24-4-1950. P.35

2. You are competent to reinstate persons under suspension after holding the requisite departmental inquiries where necessary.

3. In the present case regular departmental proceedings are necessary for deciding whether Shri M.R. Raghavendrarao can be said to be honourably acquitted for purposes of B.C.S.R. 152(a). The S.E. S.C. has been requested to hold departmental proceedings in the case of Shri R.V. Vanjape and he is being requested to conduct similar proceedings in the case of Shri M.R. Raghavendrarao as both the Overseers were originally under his control.

By order of the G. of B.,
Dy-Secy to the Govt. of B'bay,
P.W.D.

D.A- Nil

Copy..

S.40/31700. 12

Copy forwarded to the S.E.S.C. (for information with ref) in continuation of G.O. No. S.40/2100 2-E(II) dt. the 1-4-1950.

2. Departmental proceedings in the case of Shri M.R. Raghavendrarao should also be conducted together with that of Shri R.V. Vanjape.

25/4/50

Issued 27-4-50

Below Government P.W.D.Confidential Letter No. S.40/21002-E(II) dated 11-4-1950 regarding reinstatement of Shri. R.V.Vanjape, Overseer under suspension.

BY REGD.POST A.D.

Confidential.

No. C/ 78 of 1950.
P.W.D.Eastern Circle Office
Kolhapur: 24 April 1950.

Copy together with a copy of this office letter No. C/37 dated 8-3-1950 forwarded with compliments to the Superintending Engineer, Southern Circle for favour of holding the departmental enquiry as indicated by Government by appointing the Executive Engineer, Dharwar Division as enquiry officer under Rule 55 of the Bombay Civil Services Conduct, Discipline and Appeal Rules to hold departmental proceedings against Shri.R.V.Vanjape, Overseer under suspension as the acts in question pertain to Dharwar Division when Shri. Vanjape was on scarcity works at Chalgeri, Taluka Ramebennur, District Dharwar.

Enquiry against Shri Raghavendrarao is Leave also & he conducted by the S.E.S.C. Pl examine

2. The question regarding reinstatement of Shri. Vanjape will depend upon whether Shri. Vanjape can be said to be honourably acquitted or otherwise after the Enquiry Officer has concluded his findings. The whole case together with a certified copy of the judgement produced by Shri. Vanjape is, therefore, sent herewith for necessary action in the matter.

3. As regards Shri.S.V.Hunshikatti Mukadam one of the accused in the case under reference who was serving in the Dharwar Division orders of Government issued in para 4 of the Government Letter referred to above should please be brought to the notice of the Executive Engineer, Dharwar Division.

Accompts:

1) Case containing pages 1 to 57.
2) Certified copy of the judgement.
3) Copy of this office No.C/37 of 8-3-50.
4) Govt. P.W.D.Confidential Letter No.S.40/21002-E(II) dated 11-4-50

Superintending Engineer,
Eastern Circle.

Copy with compliments to the Secretary to Government P.W.D., Bombay with reference to Government P.W.D. Confidential Letter No. S.40/21002-E(II) dated 11-4-50.

Copy (with a copy of Government Letter) with compliments to the Executive Engineer, Ratnagiri Division in continuation of this office No.C/37 dated 8-3-1950.

The question regarding reinstatement of Shri.R.V. Vanjape will have to wait pending the result of departmental enquiry.

21.4.

S.40/32952.

P.W.D

E.B.(II).

Submitted with refce. to the G.L. at p.21 ante.

2. The S.E, E.C. has forwarded a copy of the G.L. (21) together with the case papers to the S.E, S.C, with a request to hold a Departmental Inquiry after appointing the Ex. Engr, Dharwar Dn. as an Inquiry Officer, as the persons in question were working at Chalgeri, Taluka Ranebennur, Dt. Dharwar, under the Ex. Engr, Dharwar Dn. The S.E, E.C's proposal may be approved, as it would also facilitate calling of witnesses if reqd. The necy. change (pp 39-43) has been made in the draft requesting the S.E, S.C, to Conduct the Inquiry in the case of Shri M.R. Raghavendrarao together with that of Shri R.V. Vanjape. The draft (P.44) put up may issue, if approved.

M
27/4/54

Hjm/4

S.40/32952 4' Letter.

Confidential.

No. S.40/32952-E(II). P.W.D.,

B.C.(B'bay No.1)/28th April 1950.

To

The S.E., E.C.:

Sub:- Scarcity works at Chalgeri, Taluka Ranebennur, District Dharwar. Complicity in the matter of false mustering and misappropriation of Govt. monies

Refce: Your endt. No. C/78, dt. the 24-4-1950. P41

2. Your proposal that the Departmental Inquiry in the case of Shri R.V. Vanjape should be conducted by the S.E., S.C., is approved.

By order of the G. of B.

Dy. Secy. to the Govt. of B'bay, P.W.D.

D.A.- Nil.

Copy forwarded to the S.E., S.C. with reference to G.E. No. S.40/31700-E(II), dt. the 26-4-1950.

27/4/50

Issued 28-4-50

2

45

Sholapur, 4th May 1950.

From

R. V. Vanjpe, Overseer (Under suspension)
C/o C. S. Rajopadhye,
H.No. 225, South Sadar Bazar, SHOLAPUR.

To

The Superintending Engineer,
Eastern Circle, KOLHAPUR.

Subject: Reinstatement in Govt. Service, application dated 9-2-49 and subsequent reminder dated 21-3-50, addressed to the S.E.,E.C. Kolhapur and copies to the... S.E. Southern Circle & Ex. Engr. Ratnagiri Divn.
Ref: Your endo. No.2789 of 1-4-50.

I beg to invite your attention to the above reference and beg to bring to your kind notice, that, I have been undergoing extreme hardships & incidental worries, dur to the case, which has been pending decision; since I was suspended on the 21st March 1949 i.e. for about 14 months. During this period I am at a loss to state, as to how the case was delayed for one reason or the other; still I now wish, that Govt. may be moved to kindly relieve me of the present hardships in these days of extreme financial-hardship.

2/- My first application dated 9-2-1949 addressed to you through the Executive Engineer, Ratnagiri Dvn. and also an advance copy to you and the S.P., Southern Circle, Belgaum, was submitted to you, with full particulars, together with the copy of the order of discharge dated 4-2-1949; obtained from the Special Magistrate Court at Hubli. It is now high time, that I should have been required to invite attention of Govt. in the case, for its decision as early as possible.

3/- As regards my second grievance, I beg to point out that I had never received my Subsistance Allowance, regularly, during the last 14 months or so, inspite of my frequent applications to the Department. My pay

pay (S.A. for the month of March & April 1950, is still awaited from the Ratnagiri Divisional Office. I beg therefore to request, to kindly issue necessary orders to that Divisional Office to that effect. This would at least relieve me to some extent, as without it, it has become practically impossible for me and my family to servive with the negre means of which the Govt. rules and laws give necessary protection to its servants and subjects.

4/- I beg to crave your appology for having -- compelled by circumstances to represent the facts for Government's kind and sympathetic consideration in the case and hoping to be favoured with prompt orders.

I beg to remain,

Sir,

Your most obedient servant,

R. Vaingankar

Advancy copy (for information) submitted with respects to..

1. The Hon'ble Minister, P.W.D., Bombay.
2. The Chief Engineer, P.W.D., Bombay.
3. The Superintending Engineer, Bombay Circle, P.W.D.
4. The Superintending Engineer, Southern Circle, Belgaum.
5. The Executive Engineer, Ratnagiri Division, Ratnagiri.

47 217

H.M's (P.W. Housing) Office.

Advance Copy

This may be please be expedited.

Rmg
5.5.50.

5.35
5/5/50.

P.W.D.

~~48~~

EB II
6/5,

S-420

3295.2

S 40

36164.

(2)

Sholapur, 4th May 1950.

From

R. V. Vanjpe, Overseer (Under suspension)
C/o C. S. Rajopadhye,
H.No. 225, South Sadar Basar, SHOLAPUR.

To

The Superintending Engineer,
Eastern Circle, KOLHAPUR.

Subject: Reinstatement in Govt. Service, application dated 9-2-49 and subsequent reminder dated 21-3-50 addressed to the S.E.,E.C. Kolhapur and copies to the..S.E.-Southern Circle & Ex.Engr.Ratnagiri Dn.

Ref: Your endo. No.2789 of 1-4-50.

I beg to invite your attention to the above reference, and beg to bring to your kind notice, that, I have been undergoing extreme hardships & incidental worries, due to the case, which has been pending decision; since I was suspended on the 21st March 1949 i.e. for about 14 months. During this period I am at a loss to state, as to how the case was delayed for one reason or the other; still I now wish, that Govt. may be moved to kindly relieve me of the present hardships in these days of extreme financial-hardship.

2/- My first application dated 9-2-1949, addressed to you through the Executive Engineer, Ratnagiri Dvn. and also an advance copy to you and the S.E., Southern Circle, Belgaum, was submitted to you, with full particulars, together with the copy of the order of discharge dated 4-2-1950; obtained from the Special Magistrate Court at Hubli. It is now high time, that I should have been required to invite attention of Govt. in the case, for its decision as early as possible.

3/- As regards my second grievance, I beg to point out that I had never received my Subsistance Allowance, regularly, during the last 14 months or so, inspite of my frequent applications to the Department. My pay

pay (S.A. for the month of March & April 1950, is still awaited from the Ratnagiri Divisional Office. I beg therefore to request, to kindly issue necessary orders to that Divisional Office to that effect. This would at least relieve me to some extent, as without it, it has become practically impossible for me and my family to servive with the megre means, of which the Govt. rules and laws give necessary pratection to its servants and subjects.

4/- I beg to crave your appology for having -- compelled by circumstances to represent the facts for Government's kind and sympathetic consideration in the case, and hoping to be favoured with prompt orders.

I beg to remain,

Sir,

Your most obedient servant,

R. Naik

Advancy copy (for information) submitted with respects to..

1. The Hon'ble Minister, P.W.D., Bombay.
2. The Chief Engineer, P.W.D., Bombay.
3. The Superintending Engineer, Bombay Circle, P.W.D.
4. The Superintending Engineer, Southern Circle, Belgaum.
5. The Executive Engineer, Ratnagiri Division, Ratnagiri.

F 13 II 8/5

P. W. D.
Misc. No. S-40
Serial No. 36528

E E II

5-6-50

SLR 8/5

~~64~~ D.40/36528

P.W.D

E.B.(II).

Shri R.V. Vanjape, Overseer (under suspension) has forwarded a copy of his representation addressed to the S.E., E.C., for the early disposal of his case. Shri Vanjape was under suspension pending the decision of the Court in which he was being prosecuted along with Shri M.R. Raghavendrarao. The S.E., E.C., had recommended reinstatement of Shri Vanjape on being acquitted by the Court of the charges. In G.L. at p21 ante as modified by the G.L. at p.44 ante the S.E., S.C. has been requested to hold a regular Departmental Inquiry which is necy. for deciding whether Shri Vanjape can be said to be honourably acquitted for purposes of B.C.S.R. 152(a). The result of the inquiry may be awaited.

2. As regards Shri Vanjape's complaint that he has not been paid the subsistence allnce. by the Ex. Engr, Ratnagiri Dn., no action appears necy. as the S.E. to whom the representation has been addressed will take the necy. action.

11-5-50.

11/5/50

D.S

43

Subject: Scarcity centre at Chalgeri
in Dharwar Division: 1946
False Mustering -
Allegations about

No. G-40 1/2
Office of the
Superintending Engineer, S.C.,
BELGAUM: 14 May 1950.

Read: Govt.Letter No.O/57991-B/Fam. of 17-12-47 to the Collector of Dharwar.

Read: explanation of R.V. Wanjpe, overseer dated 21-4-1947.

Read: Order of Suspension from this office No.G-40 of 19-2-1949

Read: Report of relief No.G-40 of 29-3-49 from Executive Engineer, Ratnagiri Divn. reporting relief on 21-3-1949 A.N.

Read Order of discharge from the Special Magistrate, F.C.Hubli dated 4-2-1950

Read S.E.S.C.'s No.C/78 dated 24-4-1950 &

Read: G.L. No. S-40/21002-E(II) of 11-4-1950.

ORDER.

No charges having been framed by the Special Magistrate F.C. Hubli against Shree. R.V. Wanjpe, overseer, who was suspended with effect from 21-3-1949 A.N. in order to enable the Police Department to proceed against him, please vide the discharge order of the magistrate dated 4th February 1950 he is, for the purposes of Rule 152 of the B.C.S.Rs., considered to have been honourably acquitted and it is hereby ordered that he be reinstated with immediate effect;

(ii) that the whole period of suspension be treated as on duty;

& (iii) that full pay and D.A. to which he would have been entitled, had he not been suspended be paid to him, subject to para 2 below.

2. Departmental enquiry under rule 55 of the Bombay Civil Services, Conduct & Discipline Rules is not considered necessary, but it is considered that the explanation of the overseer dated 21-4-1947, regarding his inability to detect the wrong mustering is not satisfactory and hence his next increment is postponed for six months and it will not have the effect of postponing his future increments.

Superintending Engineer, S.C.

GDT.

Copy forwarded with compliments, for information to:

The Accountant General, Bombay;

Sr # 284

The Collector of Dharwar, with reference to Govt. Letter No. 0-57991-B.Fam., of 17-12-1947 addressed to him.

The Superintending Engineer, Bombay Circle;

The Secretary to Govt., P.W.D.Bombay, with reference to his No.S-40/21002-E(II) of 11-4-50(Confdl.)

The Superintending Engineer, Public Health Circle, Poona;

The ~~Superintending~~ Executive Engineer, ~~Central Circle, Poona.~~ Railways Dn.

The Executive Engineer, Dharwar Division,

Shri. R.V. Wanjpe, C/o. C.S. Rajopadhye, H.No.225, South Sadar Bazar, Sholapur;

E(II) 2415

P. D.
S-40
4046

S-40/40467

P.W.D.

E.B.(II).

pp. 39-40.

In Govt.Endt.No.S.40/31700-E(II),dated the 26-4-1950 and G.E.No.S.40/32952-E(II), dt.the 28-4-50, the S.E.,S.C.,was requested to hold Departmental inquiry in the case of Shri.M.R.Raghavendrarao and Shri.R.V.Vanjape for purposes of B.C.S.Rule 152(a) i.e. for deciding whether they could be said to be honourably acquitted.

2. The S.E.,S.C.,instead of holding a Departmental Inquiry has straightaway issued an office Order dated 17-5-1950 -

(i) Reinstating Shri.R.V.Vanjape,

(ii) Treating the whole period of suspension as on duty,

(iii) Granting full pay and d.a. to which he would have been entitled had he not been suspended,

(iv) Postponing his increment for six months with no effect of postponing his future increments,

merely on the grounds that the Overseer has been acquitted of criminal charges and as such can be considered to have been honourably acquitted.

3. The S.E's action in issuing such an Office Order is in contravention of Govt. orders. Shri.Vanjape has been under suspension since 21-3-1949 and in accordance with B.C.S.R.154, Govt. approval to the payment of pay and d.a. is necy. when it exceeds Rs.500/-. The S.E's action is,also therefore, not in order.

4. Even though Shri.Vanjape and Shri Raghavendrarao were acquitted of criminal charges by the First Class Magistrate, Hubli, the Magistrate has remarked that Shri. Vanjape has failed in his legitimate duties. This also indicated a departmental inquiry before Shri. Vanjape could be said to be acquitted honourably after following the procedure laid down in rule 55 of the Bombay Civil Services(Classification,Control and Appeal Rules)1930.

5. The S.E. may be requested to elucidate with ref.

to-----

S.40/40467. ~~S~~

to paras.3 and 4 above and if no departmental inquiry has at all been held both in the case of Shri.R.V. Vanjape and Shri.M.R.Raghavendrarao to cancel the orders issued by him in his pp.53-54 No.G.40/2, dated the 17-5-1950, under intimation to Govt. } A

27/5/50

Action as indicated in para 5 of the O.N. should be Taken.

D.S.

27/5/50

Secy.

A - Rather than ask the SE to cancel his own (or his predecessor's) orders, it would be better for Govt to set aside the order if sufficient grounds exist. The S.E. should merely be asked to report on the points that the previous S.E has failed to deal with. Later on, the attention of Shri Divakar may have to be drawn to this

~~8/5~~

Shri R 31/5

S.40/40467

P.W.D.

E.B.(II).

P56

Resubmitted with ref. to the Secy's note dated the 28-5-50.

2. Mere acquital by the Court of a criminal charge does not mean that the Govt. servant prosecuted is free from any guilt. The Govt. servant is also covered by the Bombay Civil Services Conduct Discipline and Appeal Rules and in accordance with rule 33, thereof, Govt. can for good and sufficient reasons take such disciplinary action as indicated therein, after duly following the procedure laid down in rule 55 of the B.C.S.R (Classification, Control and Appeal) Rules 1930. In the present case to issue orders reinstating Shri.Vanjape and treating him as honourably acquitted inspite of the First Class Magistrate's remarks that Shri.Vanjape and Shri.Raghavendrarao failed in their duties of supervision, would amount to taking things lightly without first following the procedure laid down in rule 55 of the B.C.S.(Classification, Control and Appeal Rules)1930.

3. In the circumstances the ~~S~~ S.E's orders may be set aside as per draft pp 59-60 put up for approval.

31/5/50

31/5/50

D.S.

Secy.

1/6

1/6/50

S.40/40467.

Letter.

Confidential.
No.S.40/40467-E(II).

P.W.D.,
B.C. (Bombay No.1),
3rd June 1950.

To

The S.E.,S.C.

Sub: Scarcity works at Chalgeri,
Taluka Ranebennur, Dist.Dharwar.
Complicity in the matter of
false mustering and misappropriation of
Govt. monies.

Ref: Your endt.No.G.40/2, P.53 dated the 17-5-1950.

2. Acquital by the Court of Criminal charges does not necessarily mean that a Govt. servant is free from any guilt. A Govt. servant is also governed by the Bombay C.S.Conduct, Discipline and Appeal Rules. In the present case, the First Class Magistrate, Hubli, while acquitting Shri.R.V. Vanjape and Shri.M.R.Raghavendrarao, Overseers, has remarked that they have been negligent in the discharge of their duties. In accordance with rule 33 of the B.C.S. Conduct Dis. and Appeal Rules, Govt. can for good and sufficient reason take ~~such~~ disciplinary action as indicated therein after following the procedure laid down in rule 55 of the B.C.S.(Classification,Control & Appeal) Rules and reinstating Shri.Vanjape inspite of the above facts, ~~is quite~~ is not irregular. It is ~~therefore~~ essential to hold a regular departmental inquiry in respect of Shri.R.V.Vanjape and also Shri.M.R.Raghavendrarao, & decide ~~their~~ what action (including reinstatement) must be taken

On SE's order

3. In view of the position explained in para.2 above Govt. cannot accept the orders issued by you in your Office Order No.G-40/2, P.53 dated the 17-5-50, reinstating Shri.R.V.Vanjape, with certain benefits. These orders are hereby cancelled.

4. The orders allowing Shri.R.V.Vanjape full pay and d.a. is also not in order as in accordance with rule 154 of the B.C.S.Rules, Vol.I, Govt.approval to grant of full pay and d.a. when it exceeds Rs.500/- is required.

5. You are, therefore, requested to take ~~such~~ action as indicated by Govt. in G.L.No.S.40/21002-E(II) dated the 11.4.50 addressed to the S.E.,E.C. and P.23

trans..

S.60/40467

293

transferred to you, and G.Es. No.S.40/31700, dated the 26-4-50 and No.S.40/32952-E(II), dated the 28-4-1950, and submit your report to Govt

By order of the G.of B

Dy.Secy.to the Govt.of Bombay,
P.W.D.

D.A.- Nil

Copy forwarded to-

the A.G.,Bombay,

the Collr.of Dharwar,

the S.E.B.C.,

the P.H.E.to Govt.,

the Ex.Engr.,Ratnagiri Dn.,

the Ex.Engr.,Dharwar Dn.,

for information.

31/5/50

Public Works Department,
Bombay Castle (Bombay No. 1),
3rd June 1950.

To

[redacted],
[redacted] Circle.

Subject:- [redacted] Works at Chalgeri, Taluka [redacted], District Dharwar. Complicity in the matter of false entering and misappropriation of Government monies.

.....

Reference: Your endorsement No.C.40/2, dated the 17th May 1950.

2. Acquittal by the Court of criminal charges does not necessarily mean that a Government servant is free from any guilt A Government servant is also governed by the Bombay Civil Services Conduct, Discipline and Appeal Rules. In the present case, the First Class Magistrate, Hubli, while acquitting Shri R. V. Vanjape and Shri M. R. Raghavendrarao, Overseers, has remarked that they have been negligent in the discharge of their duties. In accordance with rule 33 of the Bombay Civil Services Conduct, Discipline and Appeal Rules, Government can, for good and sufficient reason, take disciplinary action as indicated therein after following the procedure laid down in rule 55 of the Bombay Civil Services (Classification, Control and Appeal) Rules and the Superintending Engineer's order reinstating Shri Vanjape in spite of the above facts, is not regular. It is essential to hold a regular departmental inquiry in respect of Shri R. V. Vanjape and also Shri M. R. Raghavendrarao, to decide what action (including reinstatement) should be taken.

3. In view of the position explained in paragraph 2 above, Government cannot accept the orders issued by you in your Office Order No.C-40/2, dated the 17th May 1950, reinstating Shri R. V. Vanjape, with certain benefits. These orders are hereby cancelled.

4. The orders allowing Shri R. V. Vanjape full pay and dearness allowance is also not in order as in accordance with rule 154 of the Bombay Civil Services Rules, Volume I, Government approval to grant of full pay and dearness allowance when it exceeds Rs.500/- is required.

5. You are, therefore, requested to take action as indicated by Government in Government Letter No.S.40/81002-E(II), dated the 11th April 1950, addressed to the Superintending Engineer, Eastern Circle, and transferred to you, and Government Endorsements No.C.40/51700, dated the 26th April 1950 and No.S.40/52952-E(II), dated the 28th April 1950, and submit your report to Government.

By order of the Governor of Bombay,

D.A.-Nil.

Deputy Secretary to the Government of Bombay,
Public Works Department.

Copy forwarded to

the Accountant General, Bombay,
the Collector of Dharwar,
the Superintending Engineer, Bombay Circle,
the Public Health Engineer to Government,
the Executive Engineer, Ratnagiri Division,
the Executive Engineer, Dharwar Division,

for information.

S. 40/40467

P.W.D.

E.B. (II).

The S.E., S.C., expedited under No. S.40/40467-E(II), dt. the 18-8-1950.

18-8-50.

15-49

R. V. Vanjpe.
C/o. S. Rajopadhye.
H. No 225. South Sadar
Bazar Sholapur.
7-8-1950

To The Chief Engineer and
the Secretary Government of Bombay
P. W. D.

Subject :- Scarcity work at Chalgeri
centre, Taluka Ranibennur. Dist = Dharwar

Sir, I was discharged from the
court first class Magistrate at Hubli in
the Prima Facie case on 4th feb, 1950
and immediately sent an application
to the S. E. & C. & S. E. S. C. Belgaum
for the reinstatement in Service, as
P. W. D. overseer after the Department
al enquiries are finished More
(P. T. O.)

than six months have elapsed the Departmental enquiries are not over (finished). I have sent subsequent reminders 3 Nos have been sent to S.E. and personally seen S.F.E.C. at Sholapur at Kasal (Ratnagiri Dist) & at Belgaum Will the Government be kind enough to expediate the case at an early date? For ~~which~~ this act of kindness, I shall ever remain grateful. Hoping to be excused for troubles.

Your Obedient Servant
R.V. Varijhe
(overseer on suspension)

E(1) 9/8

5-40
5-92

6489 5-

4.97 S.40/64895

P.W.D.

E.B.(II).

Shri R.V. Vanjape has requested Govt. to expedite the Departmental proceedings against him. The S.E., S.C., has been expedited on the 18-8-50. Further developments may be awaited.

18-8-50

Yes.

2. The applicant differs his name as "Vanjpe

18/8/50

Art 218

No

Sholapur
299 No 225, South Sadar Bazar
19-8-50

The Chief Engineer and Secretary
to the Government of Bombay

Subject:- Application of mr R.V. Vaidya under suspension

Ref:- Government letter no S-40/21002-E(II) of 11-4-1950 Pt 21-12
and S.E.S.C. letter no G-40/2 of 17-5-1950

Sir,

I beg to lay the following few lines for kind consideration.

I had sent the application dated 5th feb, 1950 addressing to the S.E.E.C. Kolhapur for reinstatement in service. On 4th feb, 1950, the special Magistrate first class of the court Hubli declared that no charge was framed on me and hence he gave me the order of discharged passed in the prima facie case No 169/49 of the special Magistrate F.C. Hubli. The case in the court was finished within 4½ months period. But the Departmental enquiry about the Chalgeri scarcity work in Dharwar District is not finished yet, even though about 7 months (seven months) have passed away since feb 50 I have sent seven reminders up till now.

It will be a great obligation to be me if

the Government to will expedite the early action in my case regarding the subject Scarcity centre at Chalgeri in Dharwar District - 1946.

For this act of kindness I shall ever remain grateful

your obedient Servant
R.V. Vaidya
Overseer under Suspension

My address :-
R.V. Vaidya
H.No 225
South Sadar
Bazar
Sholapur

EBII
2318
Dno 1118

S-40

EB.(II).
Acknowledged under No. S.40/69114-
E(II), dt. The 26th Aug. 1950
26/8/50

69114

ISSUED
on 26/8/50
2.2.5 S-0

~~A~~ 301

S.40/69114.

D.W.D.

E.B.(II).

Shri R.V. Vanjpe has again requested Govt. to expedite the Departmental proceedings against him - vide in this connection D.O. dt. the 19-8-50.

Await.

A formal acknowledgment may be issued and I do not think there is any harm in doing so.

DNB
25/8/50

× Done Sej
26/8/57

25-8-50

Q 26/8

AS

Sec

Asst
26/8

P.W.D.

EB.(II).

Await.

EC(II) 31/8/49/50 S.A.S.

P. W. F

File No. 5-40

Serial No. 71798

F P.

3

POST CARD

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Jo

The Assistant Secretary
to the Government of
Bombay
Public Works Dept
Bombay Castle
Bombay.
Bombay. No1.

H. No 225 South Sadar
Bazar. Solapur
2
To

The Assistant Secretary to the Governt
of Bombay P.W.D

Ref :— No S. 40/69114 - E (II)
Subj.— Departmental Enquiry

Sir

The above case is a long pending one since 9th Feb. 1950; early action may kindly be made. I hope to be excused for troubles.

Your Obedient Servant

R. Naiyfee
Q. S.

S.40/71798

P.W.D

E.B.(II).

The S.E., S.C., expedited under No. S.40/71798-E(II), dt. the 6-10-1950.

× attached overleaf

6/10/50

6/X/50

6/X

E.B.(II).

The S.E., S.C., expedited under No. S.40/71798-E(II), dt. the 8-11-1950.

8/11/50

8/11/50

P. W. D. DND 4/11

No. S-40

Serial No. 91568

E-B (II) 6/11

R. V. Vaiype
Overseer under Suspension.
H. No 225. South Sadar
Bazar, Sholapur.
3rd Nov 1950

EB II 4-11-50 for CE 7/11

Jo

The Assistant Secretary to the Government of Bombay, P. W. D.

Subject:- Application of mr R. V. Vaiype now under Suspension. p.70

Ref:- No S.140/62114 - E (II)

Sir, With reference to your above no I beg to receive your attention for the following few lines

I have been put up in a great distressed & indilapidated condition from ~~sick~~ and mentally & financial condition since about two years since 21st march, 1949. Yet the Department al enquiries have not been commenced. last year since August, 49 up to January end 1950, in a short period

(P.T.O.)

of about 6 months my case was carried on in the first Class Magistrate court at Hubli. At last I was discharged from the court in the prima facie case. No charge was proved against me. The S.E.S.C. had given me the order of reinstatement in service under his no G-40/2 pp. 53-54 dated 17th Aug. 1950. It is really a long period passed that the Departmental enquiry has not yet finished by the Executive Engineer Dharwar Division.

Will the Government be kind enough to expedite my case at an early date & relieve the miseries of the subordinate like me once for all? I shall extremely thankful to you if your honour will be kind enough to finish my case at an early date.

Several reminders up till now have been submitted

your obedient Servant,
R.V. Vaype
Overseer under Suspension.
3-11-50

79 S.40/91568.

P.W.D

E.B.(II).

Shri R. V. Vaijpe has again requested Govt. to expedite the departmental proceedings against him. The S.E., S.C., was last expedited on the 8-11-50. P.75 In case no reply is received from the S.E. by the end of this month a special reminder will be put up.

15/11/50.

yes. do this without fail on the 25/11/50

K/15/11/50

S.D.S. 15/11

Subject: Scarcity works; chalgeri, Taluka Ranebennur
Petition in the matter of

No.FAMSR 256
Office of the District Magistrate,
Dharwar,
Dharwar, 27th October 1950.

Letter.
To

The Secretary to Government,
Revenue Department,Bombay.

Reference: Correspondence ending with this office letter of even No.dated 7.10.50 in reply to G.L.R.D.No.0/65479-H,dated 6.9.1950.

The Sub-Divisional Magistrate, F.C.,Ranebennur Dn., Ranebennur,reports that the criminal case has been disposed of on 12.10.1950 and that the accused in that case are acquitted and set at liberty under sec. 258(1)Cr.P.C.

'A' As regards the Departmental enquiry against Shri Raghavendrarao, I have not received any reply from the Superintending Engineer, S.C.,Belgaum, though reminded. He is again being expedited.My further report will be submitted after receipt of the reply from the Superintending Engineer.

Sd.
Collector of Dharwar.

R.D.H.Br.

No.0/96159

Submitted for information.

2. This means that all the 4 accused persons have been acquitted by the Court.

3. The P.W.D. may see these pps. u.o.particularly with ref. to 'A' on p.161 ante.

Id.
13.11.50

u.o.r. to P.W.D. dated, -

P.W.D.

E.B.(II).

The S.E.,S.C.,has been requested to hold Departmental Enquiry in the case of three Govt.servants involved in the criminal case and to report to Govt. the action taken by him-vide Copy of G.L.,P.W.D.,No.S.40/40467-E(II), dated the 3.6.50. Inspite of three reminders nothing has been heard from the S.E. The S.E. was last expedited on 8.11.50. The R.D. may be informed that on receipt of the final reply from the S.E. the papers will be shown u.o. to that Deptt.

Id.G.R.
15.11.50

Id.K.V.J(oglekar),
15.11.50

u.o. to R.D.(after copies of pp.161-164 in the file No S-40). dt. 16/11/50

16/11/50

VPA.
16/11/50

S.40/91568.

P.W.D.

E.B.(II).

Resubmitted with refce. to the Dy. Secy's note dated the 15-11-1950.

2. A special reminder is put up for Dy. Secy's signature. A reply to this reminder may be awaited till the 10-12-1950.

25/11/50

× Under No. S.40/91568-E(II) dt. the 25-11-1950

Issued 25/11/50

✓ attached overleaf

O.S

Issued 25/11/50

Asst. (10/12) Issued 27/11

S.40/9/568.

84 312

8 : 11/12/50

P.W.D.

E.B.(II).

Resubmitted with refce. to the O.N., overleaf

2. A reply from the S.E., S.C., has not been received. The draft d.o. letter put up may issue, if approved. pp.85.85

13/12/50.

13/12/50

D.S

S.40/91568.

Confidential

D.O. No. S.40/91568-E(II).

P. W. D. Secty.,
Bombay No. 1, 14th Dec. 1950.

Dear

In G.L. No. S.40/40467-E(II), P.61 dt. the 3-6-1950, Govt had directed that Departmental Enquiry should be held in the case of Shri R.V. Vanjape and others involved in the case of false mustering and misappropriation of Govt. monies in connection with the scarcity works at Chalgeri Taluka Ranebennur, District Dharwar. Inspite of three reminders dt. the 18-8-1950, P.63 16-10-1950, P.75 and 8-11-1950, P.75 sent to your office nothing has been heard in the matter. No reply has also been received to the Special Reminder No. S.40/91568-E(II), P.83 dt. the 25-11-1950, a reply to which was expected by the 10-12-1950.

2. Will you, therefore, please pay your personal attention in

S-40/91585 75 3/1

the matter and report to Govt.
how the matter stands at present

Yours

(K. V. Joglekar)

To
Shri V. B. Manerikar, B.E.,
S. E., S. C.,
Belgaum.

13/12/52

2 VUP
13/12

Confidential.
D.O.No.S.40/91568-E(II).

Public Works Department,
Secretariat,
Bombay No.1, 14th December, 1950.

Dear Manerikar,

In Government Letter No.S.40/40467-E(II), dated the 3rd June 1950, Government had directed that Departmental Enquiry should be held in the case of Shri R. V. Vanjape and others involved in the case of false mustering and misappropriation of Government monies in connection with the scarcity works at Chalgeri, Taluka Ranebennur, District Dharwar. In spite of three reminders dated the 18th August 1950, 16th October 1950 and 8th November 1950, sent to your office, nothing has been heard in the matter. No reply has also been received to the Special Reminder No.S.40/91568-E(II), dated the 25th November 1950, a reply to which was expected by the 10th December 1950.

2. Will you, therefore, please pay your personal attention in the matter and report to Government how the matter stands at present.

Yours

(K. V. Joglekar)

Shri V. B. Manerikar, B.E.,
Superintending Engineer,
Southern Circle, Belgaum.

DRN. 14. 12. 50.

Sof 317

D.O.No.G-40(Confdl.)
Office of the
Superintending Engineer, Southern Circle,
BELGAUM: 16th December 1950.

Dear Joglekar

P&T

Ref: Your Confdl. D.O. No.S-40/91568-E(II) dated the 14th December 1950.

2. The departmental enquiry was held in respect of Shri R.V. Vanjape, Overseer and others involved in the case of alleged false mustering and misappropria-tion of Government monies in connection with the scarcity work at Chalgeri, Taluka: Ranebennur, District Dharwar. The findings of the Enquiry Committee appointed for the purpose in respect of Shri R.V. Vanjape, overseer have been submitted to Government under this office No.G-40(Confdl.) dated 29-11-50, through the Chief Engineer, Public Works Department, Bombay. The Special Reminder No.S-40/91568-E(II), dated 25-11-50 referred to has also been returned therewith to Government.

3. The final report in regard to the findings of the Enquiry Committee in respect of Shri M.R. Raghavendra Rao, Temporary Overseer, involved in the above case, is being submitted to Government under this office No.G-40(Confidential) dated 16-12-50, through the Chief Engineer, Public Works Department, Bombay.

Yours faithfully

(V.B.MANERIKAR)

14/9/12/50

To
Shri K.V.Joglekar,
B.E.,B.S.E.(I),
Deputy Secretary to Government,
Public Works Department, BOMBAY 1.

Scarcity Centre at Chelgeri in Dharwar Division, 1946 - Departmental Enquiry against Shri R.V. Vanjpe, overseer.

(1) We have examined the Scarcity Muster Rolls for this work and have come to the conclusion that Shri R.V. Vanjpe, overseer has not failed to discharge his duties as overseer in-charge, for the reasons mentioned below.

(i) Shri R.V. Vanjpe, took over charge from Shri M.R. Raghavendra Rao on 29-9-46. On perusal of the Muster Roll for the week ending 5-10-46, it is found that Shri R.V. Vanjpe, overseer has check-initialled the Muster Roll in question on 29-9-46 & 3-10-46. From the Travelling Allowance Journal, it is seen that Shri R.V. Vanjpe, accompanied by Shri M.R. Raghavendra Rao travelled by rail and reached Chelgeri in the afternoon. All the coolies of this date are marked half present and as such the check initials of Shri Vanjpe would only indicate that he has taken over the charge of the Muster Roll and inspected and examined the completeness of the Muster Roll on that day, since there were no coolies on work in the after-noon. Further he has again checked this Muster Roll on 3-10-46, when both, Kariyawa Bharamlinga-ppa and Laxman Hanmappa were not present and were not mustered.

(ii) On general examination of the Muster Rolls, it is seen that he has exercised the proper control and supervision in general, and has also check-mustere

The Committee is therefore, of the opinion that no charge can be framed against Shri R.V. Vanjpe, overseer, as regards negligence in the discharge of his duties as overseer in-charge of Chelgeri Scarcity work, as such recommends that he may be reinstated with immediate effect

Sd/- S.K.Latnekar, 22-11-50 Member	Sd/-S.M.Madbhavi, 22-11-50 Member	Sd/- V.V.Kale, 22-11-50 President

95

CONFIDENTIAL
No.G.40.

Office of the
Executive Engineer, Dharwar Dn.,
Dharwar, 22nd November 1950.

To

The Superintending Engineer,
Southern Circle, Belgaum.

Subject:- Scarcity Centre at Chalgeri in Dharwar Division, 1946: Departmental Enquiry-.

Reference: Your No.G-40 dated 6-11-1950.

2. The Committee has considered the cases of Shri.R.V.Vanjpe and Shri.M.R.Raghavendra Rao, overseers.

3. The decision of theCommittee about Shri. R.V.Vanjpe, overseer is sent herewith for further necessary action.

4. As regards Shri.M.R.Raghavendra Rao, overseer, the Committee has found certain charges against him and accordingly a charge sheet has been sent to him for submission of his defence within 10 days. Final decision will be reported in due course.

Encl:
Decision of the Committee about Shri.R.V.Vanjpe.
Copy of charge sheet against shri. M.R.Raghavendra Rao.overseer.

Sd/- V.V.Kabe,
Executive Engineer, Dharwar Dn.

Confidential

1976—2,500—5-48—N4

Dest.—Sectt 24 c

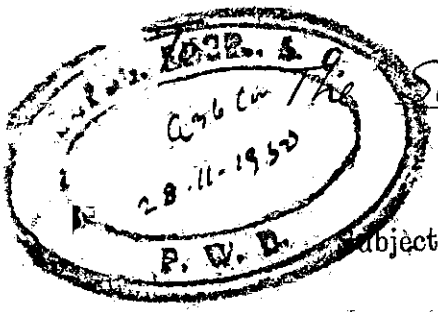
G. R., G. D., No. 4406, dated 9-7-1917

~~IMMEDIATE~~

No. S. 40/71568-E(II) ~~or 194~~

Public Works Department

Bombay Castle (Bombay No. 1), 25-11-1950



To The Superintending Engineer, Southern Circle.

Subject: Scarcity works at Chalgeri, Taluka Ranebennur, District Dharwar. Complicity in the matter of false musterings and misappropriation of Government monies.

Sir,

I am directed to invite attention to Government Letter No. S.40/40467-E(II), dated 3rd June 1950 noted in the margin, and request that Government m be informed, on the reverse, the cause of delay in furnis ing your report and of the approximate date on which a reply may expected.

2. I am to request that the reply to this reminder may be sent not la than the 10-12-1950

I have the honour to be,

Sir,

Your most obedient Servant,

yours faithfully,

for Secretary to Government

Deputy Secretary to Government, Bombay, Public Works Deptt.

Previous Reminder: No. S.40/71798-E(II), dated 8-11-1950.

45 [illegible]

REPLY

No. dated 194

To

The Secretary to Government,

Department.

Confidential.
No.G-40.

Public Works Department,
Belgaum: 29th November 1950.

From

The Superintending Engineer,
Southern Circle, Belgaum.

To

The Secretary to Government,
Public Works Department, Bombay No.1.

Subject :- Scarcity Works - Dharwar : Chalgeri : Taluka Ranebinnur - Departmental Enquiry against Shris R.V.Wanjpe and M.R. Raghavendra Rao, Overseers.

Reference: Government Letter, Public Works Department, No.S.40/40467-E(II), dated 3-6-1950 (Confdl.). P.61

2. On receipt of the Government Letter quoted above, a Committee of the following members was formed as per this office No.G-40 of 21-6-1950, to make departmental enquiries in the case of Shreeyuts R.V.Wanjpe and M.R.Raghavendra Rao, Overseers.

(1) Shri V.V.Kale, Executive Engineer, Dharwar Division - Chairman.

(2) Shri S.M.Madbhavi, Deputy Engineer, Hubli - Member.

(3) Shri S.K.Latnekar, Deputy Engineer, Dharwar - Member.

3. After repeated reminders from this office, the Chairman of the Committee has submitted his report under No.G-40 of 22-11-1950, a copy whereof is enclosed.

(a) So far as Shri R.V.Wanjpe, Overseer is concerned, the Committee has come to the conclusion that it is not possible to frame any charge against him, for the reasons given by them.

(b) A charge sheet has, however, been framed against Shri M.R.Raghavendra Rao, Overseer and a period of 10 days from 22-11-1950 has been given to him to submit his reply.

4. I agree with the findings of the Committee in the case of Shri R.V.Wanjpe, Overseer. He has, therefore, be be considered as fully and honorably acquitted.

5. Shri R.V.Wanjpe is an Overseer officiating on the permanent Establishment and whose confirmation is held up only on account of this case being pending against him.

6. I, therefore, request that Government may please be moved to accord their sanction to pay him in full for the period of his suspension from 21-3-1949 A.N., and to reinstate him in service.

7. The special Government Reminder (Public Works Department) No.S.40/91568-E(II), dated 25-11-1950 is herewith returned. P 95

8. Sanction for the period in excess of three months taken by the Committee for concluding the proceedings will be applied for separately.

D.A.:-

Copy of Ex.Engr., Dharwar Division's letter and President, Departmental Enquiry Committee's No-G-40 of 22-11-1950.
1 Government Reminder.

Superintending Engineer, S.C.

Through:-
The Chief Engineer, Public Works Department, Bombay, with compliments.

P.
rilo n. 540
vol n. 1032/18

Pl. registrata
Sbis R.
18/12

~~BY REGISTERED POST WITH A.D.~~ (Accompanied to Dharwar Dr. letter No 9402 11-12-50)

CONFIDENTIAL.

No. 940

Office of the Ex.Engineer,
Dharwar Division, Dharwar.
22nd November, 1950.

To

By hand delivery

Shri M.R.Raghavendra Rao,
Overseer,
C/o. Shri S.R.A.Shastry, B.E.,
Deputy Engineer,
Lottour Building,
Ulavi Basappa Hill,
Malmeddi, Dharwar.

Sir,

Subject :- Departmental Enquiry.

You were in charge of the Gholgeri Scarcity work in Haveri Sub Division of Dharwar Division (P.W.D.) during the months of August, September (upto 29th), October, (5th onwards), November, and December, 1946, as overseer. From the official records, it is seen that you have failed to do your legitimate duty of checking the following Muster Rolls regarding this work during the periods as shown against each, although you were visiting the work every week at least twice, once for taking measurements and once at the time of payment.

(i)	M.Roll from	4-8-46 to 17-8-46.
(ii)	-do-	11-8-46 to 17-8-46.
(iii)	-do-	18-8-46 to 24-8-46.
(iv)	-do-	25-8-46 to 31-8-46.
(v)	-do-	8-9-46 to 14-9-46.
(vi)	-do-	3-11-46 to 9-11-46.
(vii)	-do-	10-11-46 to 16-11-46.
(viii)	-do-	17-11-46 to 23-11-46.
(ix)	-do-	24-11-46 to 30-11-46.
(x)	-do-	1-12-46 to 7-12-46.
(xi)	-do-	8-12-46 to 14-12-46.

Further, from the official records, it is seen that

you have ...../-...

331

& you have checked the muster rolls in connection with this work on 15th, 22nd and 24th September, 1940. On 24th Kariyawa ~~Kari Ekkaringanna~~ Kom Bharmalingappa gave birth to a child and as such she has not attended the work on that day. Hence you should have been able to discover the discrepancy in her having ~~being~~ wrongly marked present on that day in the Muster Roll while checking. Similarly you have failed to detect on 15th, 22nd and 24th while checking the muster rolls, the absence of Laxman Hanmappa, a School going boy who was absent from work on those days. This shows your carelessness in checking the mustered ~~Laxman~~ Lakm on this work.

3. Further, it is seen from the official records that you have not exercised proper control and supervision as regards the proper maintenance of the Muster Rolls in question by the Karkun etc.

4. I, Shri V.V.Kale, Executive Engineer, Dharwar Division, and President, Departmental Enquiry Committee, hereby charge you that - (i) you have failed in discharge of your legitimate duties as overseer in-charge of Chelgeri Scarcity Work in respect of the checking of the Muster Rolls, that (ii) you have been careless in checking the Muster Rolls, that (iii) you have not exercised proper control and supervision as regards the proper maintenance of the Muster Rolls by the karkun.

5. You should, therefore, submit to the undersigned a written statement within 10 (ten) days from the date of receipt of this letter & state therein whether you desire to be heard in person.

Yours faithfully,

Kale

(V.V.Kale), 22/11/40.
Executive Engineer, Dharwar Dn.
& President, Departmental Enquiry Committee.

~~Ex~~ 333

Confdl. G40

To

The Executive Engineer,
Dharwar Division & President,
of the Departmental Enquiry
Committee, D H A R W A R.

Received by hand Delivery

Subject:- Departmental Enquiry.

Reference: Charge sheet No.G-40, dated 22-11-1950.

Sir,

CM 4.12.50

With reference to your letter dated 22-11-1950 containing charges levelled against me in connection with the Chelgeri Scarcity works during August - December 1946, I beg to submit the following explanation.

1. As you are aware scarcity works were started at two centres: chelgeri and Basapur with Haveri as Head-quarters. This work was entrusted to me in addition to the Sub-Charge I held. The distance between Haveri and Chelgeri i about 30 miles and that between Haveri and Basapur is about 1 miles. They are places situated in different directions. I had to manage the two centres, take measurements and make payments. In addition to this I had to submit my reports regularly and attend to other official routine work. I was a fresher and this scarcity work was the first I was put to handle. I had naturally to look to the Karkun on the spot and the gangman to help me to get through the work as expeditiously as possible, and without any complaint from the workers and others. You will appreciate that as long as I was in charge of the scarcity works in these two centres, htere was no complaint of any kind either from the labourers or from the villagers regardin the progress, measurements & ~~arrangements~~ payment of wages. In addition to this I had to supervise arrangements for their shelter, health and other amenities also. You can appreciate the strain that such heavy responsibility would cause to a fresher and particularly when he had the additional responsibility of managing a sub-charge.

Found Correct Generally. CM

As Basapur is near to Haveri it was convenient to run from Haveri and reach before the roll-call was taken by the Karkun in the morning and I could, therefore, check labour and initial the musters regularly. As Chelgeri centre could be reached only by train and the train timings were so odd that by the time I reached the centre, the gangs would have already dispensed for work and it was not possible to collect the whole gang of 300 labourers to check the roll-call. Such a course would have taken considerable time and unnecessarily interfered with the work in the Centre. In view of the magnitude of the work and the consequent strain on me then quite a fresher, it is just possible that there have been some lapses in check initialling the muster roll. As the scarcity work was just started and much of the time was taken up in organising the gang and allotting them work and arranging for their amenities, due to my inexperience check initialling the muster roll seems to have escaped my attention on some days. As this lapse was not due to any negligence on my part but due entirely for the excessive strain under which I had to carry on my duties, it is respect-fully submitted that a lenient view of the same may be taken

2. As regards the payment to the pregnant lady on the day of her delivery and the boy who was alleged to be attending school, I may be permitted to submit that as more than 300 labourers are working, it is generally the duty

duty...

Lot 334

duty of the gangman who is selected by the labourers themselves to know the workmen personally and identify them during check-musters. When no complaint was made to me about false personation during roll-call, I could entertain no suspiciions about the sincerity or honesty of the gangman. Moreover,over and above the gangman,there is the Karkun who if he knew any fraud was practised would immediately bring to my notice. You can see as I was visiting the work spot only twice in a week, it was not possible for me to know the workers personally. I had to trust the integrity and honesty of my subordinates. It is unfortunate that for the folly of the gangman, charges should be levelled against me though I had no chance to know the true position of things at all. I may assure you that I had no hand in this matter and pray that I may be excused.

3. I have already submitted the correct position of things.I was fresher with no previous experience of scarcity works. I had in addition to the supervision two scarcity centres to attend to the sub-charge and submit my reports regularly. I had to take measurements and make weekly payments; and attend to the office routine. On account of this heavy strain and my inexperience of work, the formal side of the work seems to have escaped my attention. As an experienced clerk was in charge of the muster rolls, and when I went to the work spot the workmen were already working in their different places, it was not possible to check and initial the same. I naturally felt that measurement of work done and regular payment to the labourer was more important in scarcity works and perhaps this was responsible for my not insisting of check initialling every time.

It is respectfully prayed that in view of the circumstances submitted above, the committee may be pleased to consider whether it would have been physically possible to observe all formalities very strictly during the formation of the centre. I would, therefore, respectfully submit that the committee may be pleased to take a lenient view of the matter.

Yours faithfully,
M. L. Raghavendrarao.
overseer

Dharwar.
Dated: 4-12-1950

This letter was read before the Committee
11.12.50

107-335

Scarcity Centre at Chalgeri in
Dharwar Division (1946).
Departmental Enquiry against
Shri M.R.Raghavendrarao,
Temporary overseer.
...

The Committee has gone through the written statement of defence submitted by Shri M.R.Raghavendrarao Temporary overseer, with the following findings :-

(I) Failure in discharge of his legitimate duties as overseer in charge of Chalgeri Scarcity work (1946) in respect of checking the Muster Rolls as mentioned.

Shri M.R.Raghavendrarao, Temporary Overseer, (now under suspension) admits his failure to check the Muster Rolls in question. From the statement made by him that he has checked certain other Muster Rolls, it is clear that he was aware of this requirement. He pleads failure of his checking the Muster Rolls in question on grounds that he had to manage two scarcity centres ~~xx~~ in different directions, take measurements, make payments and submit reports regularly and also to attend to other official routine work of the sub-charge, that he was a fresher & that this was his first scarcity work.

Regarding his defence, the Committee is of the opinion that -

(i) as the Chalgeri Scarcity Centre had a large number of labourers, it was of importance besides being obligatory on his part to check the Muster Rolls in question at least once a week;

(ii) as the overseer was visiting the work twice a week, he ~~xpx~~ should have checked them at least on one occasion every week;

(iii) the strength of labour is no criterian for neglecting the duty of checking the Muster Rolls. Since it was possible for him to check every time at least a few gangs, if not all, to have a healthy control. In fact, the total strength was not exceeding 400 to 500 and as the work of metal breaking was located ~~on~~ a concentrated area, it ~~x~~ was possible for him to check even the whole labour periodically;

(iv) the checking has not been done continuously for a number of weeks which tantamounts to total negligence in duty for the period in question.

(II) .....

(II) Carelessness in checking Muster Rolls, as mentioned -

The overseer Shri Raghavendrarao, pleads, his inability to detect the mistake as regards the ~~making~~ of presence of Shri Kariyawwa on the particular day of ~~his going~~ her giving birth to a daugher due to probable impersonification by some-body else and his not knowing individual labourer personally.

The overseer had joined the Department only about ~~few~~ seven months before, and had not sufficient previous experience about Departmental (Scarcity or otherwise) works. However, taking the importance & the magnitude of work in account, he should have exercised a more detailed scrutiny as overseer in-charge instead of depending solely on lower staff.

(III) Failure of proper control & supervision as regards proper maintenance of Muster Rolls -

The overseer pleads his neglect about proper control & supervision as regards the proper maintenance of Muster Rolls on the grounds of his inexperience. As the Muster Rolls are the initial account documents his neglect and disregard as regards their proper maintenance, (it being an essential primary duty of an overseer in-charge) cannot be over-looked.

2. Thus the Committee has come to the following decisions -

Shri M.R.Raghavendrarao, temporary overseer (now under suspension) is found guilty of -

(a) failure in proper discharge of his legitimate duty as overseer in sole charge of Chalgeri Scarcity work (1946) in respect of checking Muster Rolls, and consequently of negligence in not ensuring proper control over labour which is of prime importance in the interest of Government.

(b) .....

(b) failure to exercise the proper checking of the Muster Rolls in question which resulted in non-detection of the inaccurate mustering by the karkun;

(c) failure to exercise a ~~per~~ proper control & supervision as regards the proper maintenance of the Muster Roll by the Karkun.

3. In the circumstances of the case, the Committe is of opinion that Shri M.R.Raghavendrarao, temporary overseer (now under suspension) should be given the following punishment -

(a) He should be warned severely for his failures in duty and his pay (which was due to him on the day of his suspension) should be reduced by Rs.16/- (Sixteen only) per month (i.e., equal to two annual increments) and that the reduction in pay should be given effect to from the date of his suspension & that it should have permanent effect on further increments.

4. The Committee, however, suggests that he may be reinstated provisionally for two years from the date of suspension in the first instance subject to satisfactory work and improvement. The ~~opinion~~ Officer under whom he may be posted may be asked to keep a close watch on his work and to submit his confidential report about the same every six months.

Dated : 11-12-50

President _____ 11-12-50

Member _____ 11/12/50

Member _____ 11/12/50

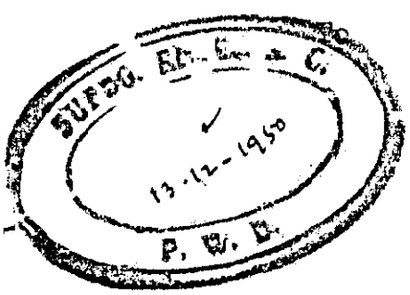
~~43~~ 341

LETTER.

(CONFIDENTIAL)

No. G.40.

OFFICE OF THE EX:ENGINEER
DHARWAR DIVISION, DHARWAR
11th December, 1950.



The Superintending Engineer,
Southern Circle,
Belgaum.

Subject :- Scarcity Centre at Chalgeri in Dharwar Division, (1946) - Departmental Enquiry.

Reference :- This office No.G.40(Confidential) dated 22-11-1950.

'A'

The Committee has considered the case of Shri M.R.Raghavendrarao, temporary overseer, (now under suspension) and the findings as well as the decision of the Committee is herewith enclosed for further action.

2. The case papers pertaining to your office, received under your No..G.40..... Dated 21-6-50..... are returned herewith.

Encl :-
1. Decision of Committee. (in duplicate).
2. Statement of Shri Raghavendrarao,(in original).
3. One copy of charge-sheet against Shri Raghavendrarao.
4. Case papers in ..82.. ~~pages~~ Sheets (Postal ... in ...)

Oblah
11.12.50.

EXECUTIVE ENGINEER,
DHARWAR DIVISION.
&
President, Departmental
Enquiry Committee.

-*-*-*-

Letter.

From

The Superintending Engineer,
Southern Circle.

To

The Secretary to Government,
Public Works Department, BOMBAY 1.

Confidential.
No.G-40.

Public Works Department,
Belgaum: 16th December 1950.

Subject: Scarcity works - Dharwar Chalgeri: Taluka Ranebennur. Departmental Enquiry against Shri R.V. Wanjape & M. R. Raghavendra Rao, Overseers.

Reference: Govt. Letter P.W.D. No. S-40/40467-E(II) dated 3-6-1950 (Confidential) & in continuation of this office Confdl. Letter No,G-40 dated 29-11-50, Para 3(b).

The Chairman of the Committee appointed to make departmental enquiries in the case against Shri M. R. Raghavendra Rao, Overseer, has since submitted his report under No.G-40 (Confdl.) dated 11-12-1950, a copy of which is enclosed herewith.

2. I agree with the findings of the Committee and accordingly I request that Government may kindly be moved to accord sanction to pay Shri M.R. Raghavendrarao, during the period of suspension from 28-1-49, at the usual rate of pay reduced by Rs. 16/- (i.e. reduction of two increments) and to reinstate him in service provisionally for two years in the first instance from the date of his ~~xxxxx~~ suspension subject to improvement. The Officer under whom he may be posted will be asked to keep a close watch on his work and to submit a confidential report every six months. The reduction in pay as shown above should have permanent effect on future increments.

3. Instructions for the formation of the enquiry Committee for instituting departmental enquiry against Shri R. V. Wanjpe & M. R. Raghavendra Rao, Overseers, were issued on 21-6-50 and the final report regarding the completion of the enquiry was received under the Executive Engineer, Dharwar Division's No.G-40(Confdl.) dated 11-12-1950, thus requiring 5 months and 20 days. This delay was unavoidable and is due to the fact that the Chairman was awaiting certain case papers from the Court and hence it is requested that Government may accord the necessary sanction thereto as required by G.C. (P & S.D.) No.1581/34 dated 1-4-1950 as modified by G.C.(P & S.D.) No.1581/34 dated 13-9-1950.

D.A.:-

1 Copy of the Ex.Engr.D.Dn's No.G-40(Confdl.) Dt. 11-12-50 with accompts.

Superintending Engineer, S.C.

THROUGH-

the Chief Engineer, Public Works Department
Bombay, W.Cs.

E.B.(II).

These papers deal with departmental inquiries in respect of Shri R.V.Vanjpe, and Shri M.R. Raghavendra Rao, Overseers. The two overseers were charged for being negligent in the discharge of their duties. In G.L.No.S.40/40467-E(II), dated the 3-6-50, the S.E., S.C., was asked to hold regular departmental inquiries against the two overseers and submit his report to Govt.

2. The S.E., S.C., had set up a Committee consisting of Shri V.V.Kale, Ex.Engr., as President of the Committee and Shri S.K.Latnekar and S.M. Madbhavi as members.

3. In the case of Shri R.V.Vanjpe, the Committee has come to the conclusion that no charge can be framed against him as regards negligence in the discharge of his duties. He has, therefore, been recommended for reinstatement. The S.E., S.C., agrees with the findings of the Committee and is of the opinion that Shri Vanjpe should be considered as fully and honourably acquitted and may be re-instated.

Shri Vanjpe has been under suspension from ~~to~~ 21-3-1949. As he has been declared to be honourably acquitted he will have to be paid in full and his absence for that period will be treated as duty for purposes of pension under B.C.S.Rs. 151 and 152.

The S.E.'s recommendation may be accepted.

4. In the case of Shri M.R.Raghavendra Rao, tempy. Overseer, the Committee has come to the conclusion that the overseer was found guilty of failure in the proper discharge of his legitimate duties and he failed to exercise the proper checking of muster rolls and has not exercised proper control & supervision over the Karkoon.

The ....

The Committee recommends that the overseer should be severely warned for his failures in duty and his pay should be reduced by Rs.16/- p.m. i.e. by two increments. The reduction may have permanent effect i.e. it will affect the future increments also.

The S.E. accepts the Committee's findings and agrees with the punishment proposed. This may be accepted.

5. In agreeing with the addnl. recommendation of the Committee to reinstate Shri Raghavendra Rao, the S.E., S.C., has further proposed that the overseer may be allowed full pay during his suspension period i.e. from the 28-1-49 to the date of reinstatement. This implies that the overseer should be treated as honourably acquitted. This is not so however. It, therefore, appears that this recommendation will have to be negatived. The absence of the overseer from the 28-1-49 to the date of his reinstatement may be treated as leave. As regards pay, it appears that the ends of justice will be met if the overseer is allowed to retain his subsistence allnce. which he would otherwise be required to refund.

6. The R.D., The P.& S.D. and the F.D. may see these papers u.o.

29-12-50

GJP.
27/12/50

I agree with the O.N.

29/12/50

POLITICAL AND SERVICES DEPARTMENT
File No. PWDS-40
2 JAN 1951
Serial No. 65

D.S.

C.E.

Secy.

a.d

WRD, P&SD & FD dt 2.1.51

"POLITICAL AND SERVICES DEPARTMENT
'D' BRANCH"

Please see the instructions in Appendix II to the B.C.S.C.D. and A Rules laying down the procedure for the conduct of departmental enquiries. These instructions contemplate the holding of departmental enquiries by individual officers (i.e. singly). It is not therefore understood why the S.E. appointed a Committee to conduct the enquiry in this case instead of entrusting the enquiry to a single officer. PWD may be requested to clarify this point. Though the holding of an enquiry by a Committee instead of by a single officer may not strictly vitiate the enquiry it becomes an awkward precedent and has to be avoided unless it becomes necy. because of any special features of a particular case. Such an enquiry also leads to waste of time of so many officers unnecessarily.

In the case of Shri Raghvendra Rao it is proposed to reduce his pay. Reduction of pay cannot be effected except by a departmental enquiry. It is therefore necy. to ensure that the Departmental Enquiry conducted in his case was strictly according to the prescribed procedure (i.e. the procedure prescribed in Appendix II to the B.C.S.C.D. and A Rules). The enquiry papers are not in this file in the absence it is not possible for this Deptt. to verify whether the enquiry has been conducted strictly according to the prescribed procedure. P.W.D. may therefore be advised to ascertain from the S.E. in the first instance whether the enquiry had been conducted strictly according to the prescribed procedure. If it is ultimately decided to reduce the pay of Shri Rao, it

will ...

~~120~~
348

it will be necy. to supply him with a copy of the enquiry report and ask him to show cause against the imposition of the penalty before his pay is redduced.

A

5-1-57

5/1

DS

6/1/51

P. S.
File : S-40.
1943

E.B. (II)

In view of the P. & S.D. note dt. the 5-1-51 the draft put up may issue. After the information proposed to be called for has been recd. the pps. will be shown to the R.D., the P. & S. D. and the F.D.

pp 119-120
p 121

6/1

OB
18/1/57
19

19/1/57

W.S.

Mam/
415J

127

S. 40/1943

Confl. Letter

P.W.D.

No. S. 40/1943 - E (II)

B.C. (B' bay. No. 1),
19th Jan. 1951

To

The S.E., S.C.

Subject: Scarcity works at Chalgeri, taluka Ranebennur, Dist. Dharwar.
Departmental enquiry against Shri R.U. Wanjape & M. R. Raghavendra Rao, Overseers.

Reference: Your letter confl. No. G. 40, dt. the 16-12-50. P 115

2. Normally departmental enquiries are to be held by individual officers. It is not understood why a departure has been made from this practice. You are requested to clarify this point.

3. You are also requested to state whether the departmental enquiry in the case of Shri M. R. Raghavendra Rao had been conducted strictly according to the prescribed procedure.

D.A. Nil.

By order of the C. of B.
Dy. Secy

OB
18/1/51

JSSH
JS
19/1/51

To 351 123

R. V. Vaidya.
225 South Sadar
Bazar Sholapur.
26/5/51

The Assistant Secretary to
the Government of Bombay.
P. W. D.

Subject :- Security work at
Khaderi centre at Dharwar
Distr. 1946.

Ref :- S. 40/6911 B70 - E (II) dt 26-6-50

Sir,

I received your letter quoted above in the month of August, 1950. The departmental enquiry has long ago been completed. Early orders may kindly be issued in my case for reinstatement in service. More than seven years passed since I have been suspended in service. No charge has been framed against me in departmental enquiry and I was discharged in the prima facie case by First class magistrate of Hubli. Early orders are requested.

Your Obedient Servant
R. V. Vaidya
Overseer

S.40/8952

12-4-52

Page 125 ante

EB. (II)

The S.E., SC's reply to the G.L. at p 121 ante is awaited. In the meanwhile, Shri R.V. Vaidya may be informed as per draft put up p 125.

OB 1/2/51

DS 1/2/51

EC(II) 30/1

DS 29/1.

S.A.S.

P. W. D.
Dept. S.40
File No. 8952
EC(II)
29-1-51

125 — S. 40/8952

P. W. D.

No. S.40/8952 - E (II)

B.C. (B' bay No.1),

2nd Feb. 1951.

To

Shri R. V Vaijpe,
225, South Sadar Bajar,
Sholhapur.

Subject: Scarcity works at Chalgeri, Taluka Ranebennur, Dist. Dharwar: Departmental inquiry in connection with.

Dear Sir, p. 3.

With refce to ur your letter, dt. the 26-1-51, I am directed to inform you that the matter is still under consideration.

D.A Nil.

Yours faithfully,
Asst. Secy.

2/2 OB 1/2/51

No.S.40/8952-E(II).

Public Works Department,
Bombay Castle (Bombay No. 1),
2nd February 1951.

From

The Assistant Secretary to the Government of Bombay,
Public Works Department.

To

Shri R. V. Vanjpe,
225, South Sadar Bazar,
Sholapur.

Subject:-Scarcity works at Chalgeri,
Taluka Ranebennur, District Dharwar:
Departmental inquiry in connection
with -.

Dear Sir,

With reference to your letter, dated the 26th January 1951, I am directed to inform you that the matter is still under consideration.

Yours faithfully,

Assistant Secretary to the Government of
Bombay, Public Works Department.

D.A:-Nil.

2
VA/2/2/51.

127

Letter.

From

The Superintending Engineer
Southern Circle

To

The Chief Engineer,
Public Works Department, BOMBAY.

CONFIDENTIAL.
No.G-40.

Public Works Department,
Belgaum: 15th February 1951.

Subject: Scarcity works at Chalgeri:
Taluka Ranebennur, Dist: Dharwar;
Departmental Enquiry against Shri
R.V.Wanjape & M.R. RaghavendraRao
Overseer.

b 121

Reference: Govt. Letter No.S-40/1943-E(II)/Confidentia.
dated the 19th January 1951.

2. A Committee was appointed to enquire into the matter in accordance with Section 3 of the Act. XXXVII of 1890 vide page 75 of the Unrepealed Central Acts, Vol. I, and as per procedure obtaining in this Circle so far, in similar cases of enquiry.

3. The Government servants Conduct Rules, contemplate departmental enquiry by one Officer only and, in future such enquiries will be conducted by one officer only.

4. The Departmental Enquiry in the case of Shri M. R. Ragha-vendrarao also has been conducted strictly in accordance with the prescribed procedure.

D.A.:- Nil.

Superintending Engineer, S.C.

S. 40/14001

EB. (II) P.W.D.

Submitted with refce. to G.L. No. S. 40/1943 - E (II), dt. the 19-1-51.

2. The S.E., S.C's explanation may be accepted. The S.E. states that in the case of Shri Th. R. Raghavendrarao the departmental enquiry was conducted strictly in accordance with the prescribed procedure.

3. The pps. may be shown no. to the R.D., the P. & S.D. and the F.D. as proposed in the "on dt. the 29-12-50.

OB
21/2/51

If There is likelihood of delay in deciding the case of Shri Raghavendrarao, on account of some hitch regarding the procedure adopted for the departmental enquiry. The case of Shri Vanjape overseer may be decided at once and as he has been exonerated completely. He may therefore be reinstated immediately as Govt has unnecessarily

D.S
no

to incur expdr: on his subsistence allowance.

Depts to which these papers are being referred u.o. may be requested to treat this case as very urgent

V. Chari

K 24/2/51

Very urgent

U.O.R. in the R.D. / P & S.D. / F.D.

BN 22.2.51

dt. the 22 Feb. 1951.

Copy of U.O. No. 2/2

REVENUE DEPARTMENT
Dy. No.
Date 22/2/51
Serial No. 411

4-10 P.M.

R.D. to H.B.

Seen and passed on to the P.&S.D after keeping copies of relevant notes on R.D. papers.

2. H.M. R.D. may see these papers in the ~~P.W.D.~~ P.W.D.

24/2/51

24/2/51 U.B.

C

~~U.O.~~ to P. & S.D. dated.

PUBLIC WORKS DEPARTMENT
Dy. No. PWD 540/21002
D 5 MAR 1951
Serial No. 3449

24/2/51

9/3/51 DS

3:61 Finance Dept.
C

Seen and returned No. 45

P.M. Minute 11/3

P.M.O. 10.3.57

D.P.( )

Ln. Bap. 15/3.

GB (H) 14/3/57

DNB 14/3

P.M.O. 12/3

Mor. M.P.W.S. dtd. 12.3.57

File No. 5.40.

Recd. 22844

S. 40/22844

E.B. (II)

Submitted with refce. to the p132 noi. dt. the 22-1-51.

2. The R.D., the P. & S.D. and the T.D. having agreed to the proposals a draft is put up for approval.

17/3/51

17/3/51

17/3/51

Secy.

H.M., P.W.D. 19/3

H.M., R.D.

24/3

S. 40/22844

Confidential Letter

P. W. D.

No. S. 40/22844 - E (II)

B.C. (B'bay. No. 1),
21st March 1951

To

The S.E., S.C.

Subject: Scarcity works at Chalgeri, taluka Ranebennur, Dist. Dharwar. Departmental enquiry against Shri R.V. Vanjpe & M.R. Raghavendra Rao, Overseers

Reference: Correspondence ending with your confl. letter No. G.40, dt. the 10-2-51. p129

2. Your proposal to consider Shri R.V. Vanjpe ~~M.R.~~ as fully and honourably acquitted and to reinstate him in service is approved. Shri Vanjpe's absence during his suspension period, i.e. from the 21-3-49 to the date of reinstatement should be treated as duty for purposes of pension under B.C.S. Rs 151 and 152 and he should be paid in full for that period. x p 61 of the B.C. Vol. I

3. The punishment proposed for Shri M.R. Raghavendra Rao, viz. to severely warn him for his ~~fault~~ failure in his duty and to reduce his pay by Rs. 16/- p.m., i.e. by 2 increments, is also approved. Shri Rao should, however, be supplied with a copy of the enquiry report and he should be asked.

asked to show cause against the imposition of the penalty before his pay & is reduced. He should be reinstated in service but he should not be allowed ~~to draw~~ full pay during his suspension period, i.e. from the 28-1-49 to the date of re-instatement. His absence during that period should be treated as leave and he should be allowed to retain his subsistence allowance. D.A. Mil

By order of the G. S/B
Dy. Secy

Copy forwarded to:
The P. & S.D.,
The F.D.,
The R.D.,
The C.E., P.W.D.
The P.H.E. to Govt.,
The A.G., B'bay. (Thro. F.D),
The Ex. Engr., Kar. Dn.,
The Ex. Engr., Dharwar Dn.,
for information

OB
17/5/51

137 3.51

Letter.

Confidential.
No.S.40/22844-E.(II).

Public Works Department,
Bombay Castle(Bombay No.1),
28th March 1951

To

The Superintending Engineer, Southern Circle.

Subject: Searcity works at Chalgeri:
Taluka Ranebennur, District Dharwar;
Departmental Enquiry against
Shri R.V.Wanjape and M.R.RaghavendraRao
Overseer.

.....

Reference: Correspondence resting with your Confidential letter No.G.40, dated the 10th February 1951.

2. Your proposal to consider Shri R.V.Wanjape as fully and honourably acquitted and to reinstate him in service is approved. Shri Wanjpe's absence during his suspension period, i.e. from the 21st March 1949 to the date of reinstatement should be treated as duty for purposes of pension under Bombay Civil Services Rules 151 and 152 and he should be paid in full for that period.

3. The punishment proposed for Shri M.R. Raghavendra Rao, viz. to severely warn him for his failure in his duty and to reduce his pay by Rs.16/-per month, i.e. by 2 increments, is also approved. Shri Rao should, however, be supplied with a copy of the enquiry report and he should be asked to show cause against the imposition of the penalty before his pay is reduced. He should be reinstated in service but he should not be allowed full pay during his suspension period, i.e. from the 28th January 1949 to the date of reinstatement. His absence during that period should be treated as leave and he should be allowed to retain his subsistence allowance.

By order of the Governor of Bombay,

Kjm/3/51 o/c

Deputy Secretary to the Government of Bombay,
Public Works Department.

D.A.-Nil.

Copy forwarded to-

the Political and Services Department,
the Finance Department,
the Revenu Department,
the Chief Engineer, Public Works Department,
the Public Health Engineer to Government,
the Accountant General, Bombay, Through Finance Department,
the Executive Engineer, Ratnagiri Division,
the Executive Engineer, Dharwar Division,

SSS.
26/3/51.

for information.

Order issued after consultation with P.W.S.D., F.D. and Revenue Departments

28/3/51.

22-3-1951

139-3

R. V. Vaidya
Overseer.
c/o Khandekar Master
near Octroi Naka
At & Post — Kankavli
Dist — Ratnagiri

To

The Assistant Secretary to the
Government of Bombay. P.W.D

Sir

Ref:- No S. 40/8952 - E (II) dated
2nd February. 1951.

I request your honour to kindly expedite my case regarding scarcity works at Chalgeri Taluka Ranibennur Dist — Dharwar. Departmental enquiry in connection with ab an early date as my case is pending more than two years. Hoping to be excused for troubles. My address is given above.

Your obedient Servant
R. V. Vaidya 22/3/51
Overseer (under suspension)

S. 40/26209

EB. (II)

Necy. orders in the matter have been issued vide p137 G.L. No. S. 40/22844-E(II), dt. the 27-3-51.

EB
29/3/51

Record
30.3.51

Supdt.

EBII 26/13
P. W. D.
File No S. 40
Serial No. 26209
E B (II)
26-3-51

Establishment Order.

Confidential.
No. G-40.

Shri R.V. Wanjape, Overseer, who was under suspension from 21-3-1949 A.N. vide this office Establish-ment Order (Confidential No. G-40 dated 19-3-1949) having been considered as fully and honourably acquitted, vide Government Confidential letter No. S-40/22844-E(II) dated the 27th March 1951, is re-instated as Overseer and posted to the Ratnagiri Division.

2. The whole period of suspension from 21-3-1949 A.N to the date of his reporting to duty should be treated as duty for purposes of pension under B.C.S.Rules 151 and 152 and he should be paid in full for that period.

Public Works Department,
BELGAUM: 6 April 1951.

DRJ.5/4.

Superintending Engineer, S.C.

To

The Chief Engineer,
Public Works Department, Bombay,
The Accountant General, Bombay,
The Executive Engineer, Dharwar Division,
The Executive Engineer, Ratnagiri Division,

with reference to the G.R. referred to above.

Shri R.V.Wanjape, C/o Khanolkar Master,
Near Octroi Naka,
At & Post: Kankavli,
Dist: Ratnagiri,

with reference to his letter , dated 17-3-1951.

~~443~~ S.40/3/326

E.B. (II)

P.W.D

Submitted for information with refce. to G.L. No. S.40/22844-E(II), dt. the 27-3-51.

Record

14/4/51

14/4/51

S.A.S.

145

Hubli Sanitary Sub-Division.
Hubli: dated 14-6-1951.

To

The Public Health Engineer,
Government of Bombay, Poona.

Subject:- Reinstation of my service

Reference: P.H.E. No. C-4-10/200 of 17th April 1951.

Sir,

I have received a copy of the decision of the committee in the Departmental enquiry held against me in connection with th Chalageri Scarcity Works, and I beg to submit that the punishmer proposed to be awarded to me is very harsh and unjustified in the peculiar circumstances of the case. I would therefore request you to see the Government to reconsider their orders in the light of the following submission.

1. The Committee has appreciated the fact that I was entrusted with this scarcity work when I was fresh from the college without any previous experience of the departmental routine and I was required to attend to work in two centres situated in different directions and far away from each other without sufficient conveyances for travel. Taking into consideration the magnitude and the urgent nature of the work and lack of experience on my part I must confess that I could not attend every detail of routine minutely. My attention was mainly concentrated on the work done, and I took care to see that Government money was not spent in any unnecessary or wrongi way.

2. As a consequence of this attention no financial loss was caused to the Government nor has there been any complaint by any party against me or my work at these two centers.

3. It is unfortunate that disputes between parties in the villa Chalageri shoubd have caused a complaint to be filed against the gangman and I should have been indirectly dragged into.

4. The Criminal Court however discharged me as it found that there was nothing against me and I understand even the Gangman who was responsible for the trouble and confusion was acquitted by the Court.

5. As no financial loss was caused to the Government and Scarcit work was carried out satisfactorily, the mere slip on my part in not checking the Muster Rolls should not have assumed such serious steps calling of a departmental enquiry. You can appreciate that except this there is no other allegation made against me or my integrity or honesty. The muster rolls are maintained by the clerk and he takes the roll with the help of the Gangman. I have no concern either with the paymen to individual coolies or the employment of labour directly. My work was only to check the work actually turned out and make payment to the Gangman on the bases of the actual work. If the Gangman committed any wrong in not paying the coolies, then there would have been a complaint and I should have take necessary steps. Even the complaint which was responsible for my suspension was made some time after the scarcity work was completed and it seems to have been due to factions in the village of Chalageri and was aimed at bringing the -- gangman into trouble. There was no allegation of misappropria tion of false muster rolls.

6. You are aware that as a consequence of this frivolous complaint I was kept under suspension for over two years and this has caused me considerable trouble and anxiety. In the form of punishment, if punishment was needed, it has been enough and even more than what I deserved for this technical error.

146

7. The punishment now proposed by the Government is too harsh for this technical mistake (which has not caused Government any financial loss) and I may be permitted to submit that even in regular muster rolls it could be found that Overseers in charge are not able to check muster rolls during its currency, and such lapse is not considered a serious irregularity.

8. I would therefore respectfully pray that the Government may be moved to reconsider the proposal and take just and proper view of the case and reinstate me in the original position and grant me all the due Increments and grant me the difference of pay on the original scale for the period of suspension for which act of kindness I shall ever remain grateful.

Thanking you.

Yours Faithfully,

une 1951.

Sd/- M.R.Raghavendra Rao,
Overseer.

Respectfully submitted through the Executive Engineer, Karnatak Public Health Works Division, Dharwar for favour of further disposal.

Respectfully submitted through the Deputy Engineer, Hubli, Sanitary Sub-Division, Hubli.

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CONFIDENTIAL.
No.G-40.

Public Works Department,
Belgaum: 4th August 1951.

From

The Superintending Engineer,
Southern Circle, Belgaum.

To

The Chief Engineer,
Public Works Department, BOMBAY 1.

Subject:- Scarcity works at Chalgeri,
Taluka Ranebennur, District Dharwar.
Departmental enquiry against
Shri R.V.Wanjape & M.R.Raghavendra Rao,
Overseers.

P. 137

Reference: Government letter No. S.40/22844-E(II)-Confidential dated 27-3-1951.

2. Shri M.R.Raghavendra Rao, Overseer was supplied with a copy of the enquiry report through the Public Health Engineer to Government. A copy of the explanation of the Overseer showing causes against the imposition of the penalty recommended by the Enquiry Committee accompanies. From the explanation of the Overseer it will be observed that his defence mainly depends upon -

1) Magnitude and urgent nature of the work.

2) No financial loss has been caused to Government on account of his failure in duty.

3) If punishment is needed to be imposed on him, he has already sufferred it, in the shape of suspension of over two years and consequent trouble and anxiety.

4) The punishment now proposed is too harsh.

3. The Enquiry Committee has already taken into consideration the magnitude of the work and the inexperience of the Overseer before recommending the punishment. I do not find valid grounds to reduce the penalty proposed except that the reduction of his pay by two increments should be - effected from the date of suspension i.e. 28th January 1949 and that the period of suspension should count for increments although he would be paid only the subsistance allowance during it.

4. Further orders in the matter will be awaited.

D.A. - 1 Copy. of
explanation.

Superintending Engineer, S.C

DRJ.2/8.

S.40/69187

P.W.D.

F. Br.

Submitted with refce. to para. 3 of G.L. No.S.40/22844-E(II), dt. the 27-3-1951.

2. The S.E., S.C., in forwarding Shri M. R. Raghavendra Rao's reply to the show cause notice served on him states that Shri Raghavendra Rao has not brought any fresh points for consideration for the non-execution of the punishment proposed to be meted to him. The magnitude of the work and his inexperience was taken into consideration by the Enquiry Committee while recommending the punishment. The S.E. does not, therefore, propose to reduce the penalty except (1) that the reduction of his pay by two increments may be effected from the date of suspension i.e. 28-1-1949 and (2) that the period of suspension may be allowed to count for increments.

A

B. The S.E's proposal may be agreed to after u.o.r. to the P.& S.D. and the F.D.

BVK.
27.8.51.

27-8-51.

D.S.

Secy.

30/8/51

U.O. PSD dt. 31.8.51.

POLITICAL & SERVICES DEPARTMENT File No. PWD S-40 1751 Serial No. 1405

P&S.D 18

Seen & passed on to the F.D.

2. So far as the proposal at 'A' overleaf is concerned, it may be stated that the orders in the matter will have effect from the date of issue of the orders. The orders cannot be given retrospective effect. As regards 'B' overleaf, it will be seen from the proceedings within, that it was decided to treat the period of suspension as leave. Accordingly, the question as to whether that period should be allowed to be counted for increments or not will have to be decided in accordance with the principles of the B.C.S.Rs.

6/9/51

P. W. D.
File No. S.40
Serial No. 80947.

Hin. Report (x)

Please see 'A' of PWD letter dt. 27.3.51 on p.137 ante and note 2 below BCSR 152. When the period of suspension is converted into leave, it will not be correct to allow retention of subsistence allce. This Govt. servant concerned will be entitled to leave salary which will have to be adjusted against the subsistence allce. If the subsistence allce. is in excess of leave salary, it will have to be recovered. The PWD may be requested to make this clear in the final orders to be issued on this point.

2. This may be returned to the PWD with these remarks and with an expression of concurrence in para 2 of the foregoing P&SD note.

17.9.51.

Note of PWD dt. 18.9.51.

13/9/51
14/9/51

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S.40/80947

P. W. D.

F.Br.

Submitted with ref. to this Deptt. u.o.r. at p. 149 ante.

2. The advise given by the P.& S.D. in its u.o.r. dated the 7.9.51, and agreed to by the F.D. may be accepted.

3. The F.D. has pointed out the discrepancy in the last sentence of paragraph 3 of G.L. No.S.40/22844-E(II), dated the 27.3.51, vide para. 1 of the F.D. u.o.r., dated the 18.9.51. The F.D's advise may be accepted.

4. The draft put up may issue, if approved.

25-9-51.

D.S.

Seay.

H.M., P.W.D.

H.M., R.D.

Read at 3-20 P.M

Letter.

Confidential.
No.S.40/80947-F.

P. W. D.,
B. C. (Bombay No.1),
5th ~~Sept~~ Oct. 1951.

To

The S.E.,S.C.

Sub: Scarcity works at Chalgeri,
Taluka Ranebennur, Dist.Dharwar.
Departmental enquiry against
Shri R.V.Wanjape and Shri M.R.Raghavendra Rao,
Overseers.

P.146

Ref: Corres. resting with your letter No.G-40, dated the 4.8.1951.

2. Your proposal to give retrospective effect to the orders regarding reduction of pay of Shri M.R.Raghavendrarao issued P.137 in G.L.No.S.40/22884-E(II), dated the ~~27x8x~~ 27.3.51, cannot be accepted.

3. As regards counting the period of suspension for purposes of increment, you are requested to decide this question according to the provisions of the Bombay Civil Services Rules, since the period of suspension has been treated as period on leave.

P.137

4. In partial modification of the orders issued in para.3 of G.L.No.S.40/22884-E(II), dated the 27.3.51, you are requested either to recover the subsistence allowance paid to Shri M.R.Raghavendrarao or adjust it while paying the leave salary. In case the subsistence allowance paid to Shri Raghavendrarao exceeds the leave salary/~~xxxx~~ the difference ~~xxxx~~ should please be recovered.

By order of the Govr.of Bombay,

Deputy Secy. to the Government of Bombay,
P.W.D.

Copy forwarded to -
the P.& S.D.,
the F.D.,
the R.D.,
the Ch.Engr.,P.W.D.
the P.H.E. to Govt.,
the A.G.,Bombay (thro' the F.D.),
the Ex.Engr.,Ratnagiri Dn.,
the Ex.Engr.,Dharwar Dn.,
for information.

25-9-51

Confidential.
No. S.40/80947-F.

Letter.
155
383.

Public Works Department,
Bombay Castle (Bombay No.1),
5th October 1951.

To

The Superintending Engineer, Southern Circle.

Subject: Scarcity works at Chalgeri, Taluka Ranebennur, District Dharwar. Departmental enquiry against Shri R. V. Wanjape and Shri M.R.Raghavendra Rao, Overseers.

Reference: Correspondence resting with your letter No.G-40, dated the 4th August 1951.

2. Your proposal to give retrospective effect to the orders regarding reduction of pay of Shri M.R.Raghavendrarao issued in Government Letter No.S.40/22884-E(II), dated the 27th March 1951, cannot be accepted.

3. As regards counting the period of suspension for purposes of increment, you are requested to decide this question according to the provisions of the Bombay Civil Services Rules, since the period of suspension has been treated as period on leave.

4. In partial modification of the orders issued in paragraph 3 of Government Letter No.S.40/22884-E(II), dated the 27th March 1951, you are requested either to recover the subsistence allowance paid to Shri M.R. Raghavendrarao or adjust it while paying the leave salary. In case the subsistence allowance paid to Shri Raghavendra-rao exceeds the leave salary the difference should please be recovered.

By order of the Governor of Bombay,

O/c 6/10/51

Deputy Secretary to the Government of Bombay,
Public Works Department.

5/10/51

Copy....

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Copy forwarded to -

the Political and Services Department,
the Finance Department,
the Revenue Department,
the Chief Engineer, Public Works Department,
the Public Health Engineer to Government,
the Accountant General, Bombay (through the Finance Department),
the Executive Engineer, Ratnagiri Division,
the Executive Engineer, Dharwar Division,
for information,

VPA.
5/10/51-.

Orders issued after consultation with P. & S. & Finance Departments
Notes remain with the Government and can be seen when required.

Issued.
8/10/51.